



PLANNING AND TAKING DEPOSITIONS SEMINAR

First Court of Appeals | Houston, TX

March 28, 2019

*Co-Presented with AAJ's Minority Caucus, Houston Trial Lawyers Association and the
Texas Trial Lawyers Association*

Sponsored by Interventional Pain Management

PARTICIPANT AGENDA

THURSDAY, MARCH 28, 2019

12:00 – 1:00 p.m.

REGISTRATION

1:00 – 4:45 p.m.

DEVELOPING A DISCOVERY PLAN

- Who, What, When, Where, and Why to Depose
- The Written Plan
- Understanding the Legal Framework

TECHNIQUES OF EXHAUSTION, BOXING-IN, AND SUMMARIZATION

- Making the Witness Tell you Everything He or She Knows
- Summarizing Techniques to Keep the Witness from Changing His or Her Testimony
- Cementing the Witness's Testimony

STRUCTURING THE DEPOSITION OF A DIFFICULT WITNESS

- How to Identify the Difficult Witness
- How to Control the Difficult Witness
- The One Fact, One Question Approach
- How to Deal with Nonresponsive Answers

DEALING WITH DIFFICULT ATTORNEYS AND THE SITUATIONS THEY CREATE

- Handling Objections and Instructions Not to Answer
- When to Call the Judge
- Remedies Available

AGENDA CONTINUED

DEPOSING THE DEFENSE MEDICAL EXAMINER

- Gaining Concessions
- Developing Cross Material
- Obtaining Information for Use by your Expert
- Discovery of Economic Interest

WITNESS DEPOSITION PREPARATION

- The Dos and Don'ts
- Unpacking the Witness & Setting the Tone
- Practice Q & A: Diagnosing Witness Strengths and Weaknesses
- Delivering Quality Feedback
- Checking In with your Witness to Assess the Prep

LATER USE OF DEPOSITIONS AT SETTLEMENT AND TRIAL

- Strategies to Develop the Record
- Impeachment

4:45 p.m.

ADJOURN

5:00 – 7:00 p.m.

NETWORKING RECEPTION

Public Services Wine & Whiskey
1884 Cotton Exchange Building
202 Travis Street, Suite 100
Houston TX 77002

MINORITY CAUCUS MEMBERSHIP DRIVE

FRIDAY, MARCH 29, 2019

9:00 a.m. – 4:00 p.m.

MINORITY CAUCUS MEMBERSHIP DRIVE

The Law Offices of Guerra & Farah, PLLC
4101 Washington Avenue, 3rd Floor
Houston, TX 77007

CONFIRMED FACULTY MEMBERS

RICK BARRERA

Buckingham Barrera Law Firm
Midland, TX

N. JOHN BEY

Bey & Associates, LLC
Atlanta, GA

RACHEL E. GUSMAN

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course advisor

Thomas Law Offices, PLLC
Louisville, KY

*** All agenda topics, times, and faculty members are subject to change. ***

HOTEL INFORMATION

We do not have a hotel block for this program. There are several hotels located near the First Court of Appeals. We are encouraging our guests to book a room at these hotels.

[Hotel ICON](#)

220 Main Street
Houston, TX 77002
Toll Free: (800) 970-4266
Local: (281) 326-9032

[The Sam Houston, Curio Collection by Hilton](#)

1117 Prairie Street
Houston TX, 77002
Toll Free: (888) 225-9664
Local: (832) 200-8800

[Magnolia Hotel Houston, a Tribute Portfolio Hotel](#)

1100 Texas Avenue
Houston TX, 77002
Toll Free: (888) 236-2427
Local: (713) 221-0011

[The Lancaster Hotel](#)

701 Texas Avenue
Houston, TX 77002
Toll Free: (800) 231-0336
Local: (713) 228-9500

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AAJ has filed for CLE/MCLE credit in the appropriate jurisdictions. In many jurisdictions, final approval is not available prior to the program and contingent upon approval from state bars and/or MCLE boards. Total available credit hours may vary by jurisdiction. AAJ Education programs are routinely accredited by states requiring continuing legal education. CLE questions may be addressed by calling the CLE Coordinator at 800-622-1791 or 202-965-3500, ext. 8612.

** Number of credits may vary depending on calculation method used by individual state accreditation agencies.
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