"CSI: Wheaton" is _Not_ Going to Help

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Presenting Evidence in Court

- This deals with legal stuff
  - So:

Be it known to all men by these presents that I am not a lawyer, I have never even played one on TV, this is not to be considered legal advice, for legal advice please see qualified legal counsel, and or pay me a lot more money, void where prohibited by law, no warranty express or implied is made on the fitness of this information for any purpose including the purpose for which it was intended, no added salt, your mileage may vary, this product contains not less than 70% recycled opinions, do not read while operating heavy machinery

Presenting Evidence in Court

- One size does not fit all
  - Sorry, no easy "how to"
  - So:

Presenting Evidence in Court

- Legal systems
  - Common law
  - Civil (or Code) law
  - Religious law
  - etc

Presenting Evidence in Court

- Jurisdiction

Presenting Evidence in Court

- Mindset
  - Tech – code works or doesn't
    - Background and documentation irrelevant
  - Legal – complex
    - Preparation
    - Background
    - Documentation
    - Law
  - See it from the other perspective

Presenting Evidence in Court

- Types:
  - Direct (witness statement)
  - Real (tangible object)
  - Documentary (this is us)
  - Demonstrative (this is CSI)

Presenting Evidence in Court

- Documentary
  - Hearsay
  - Backup testimony
    - How created
    - How handled
    - Any deviations, and why

Presenting Evidence in Court

- Rules
  - Relevant
  - Admissibility (reliability)
    - Chain of evidence/custody
  - Legality
  - "Best"

Presenting Evidence in Court

- Digital fragility

- ## DO NOT MUCK IT UP!!

  - If you change it, there is no way to say what was changed, by whom, what was the original, and whether it was important

  - If changed, your "evidence" is worthless

Presenting Evidence in Court

- Expert witness
  - Opinion
  - US – Daubert
    - Judge decides skill, training, experince
    - Bias unimportant
  - UK
    - No possible bias

Presenting Evidence in Court

- Presentation (demonstrative, remember?)
    - Preparation
    - Audience
    - Relevance

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