

In May 2019, we updated the 2016 version of the Trial Objections outline. We added 4 new objections, contained in the box below. No other changes were made.*

Print this page and cut out the box below. It will fit perfectly on the inside cover of your existing 2016 manual. We recommend using a glue stick to affix it to the cover.

*NOTE: The mailing address contained in IRE 1101 has also changed.

May 2019 Addendum*

Issue	Suggested Objection – Cite federal and state constitutional basis for objections where possible.
Authentication of Electronic Evidence; Social Media Messaging	Must provide some evidence that describes distinctive characteristics that could connect the particular statement to the defendant; others. <u>Richardson v. State</u> , 79 N.E.3d 958 (Ind. Ct. App. 2017).
Right to Present a Defense; Hearsay	Due process requires the admission of critical evidence pursuant to the rule in <u>Chambers v. Mississippi</u> , 410 U.S. 284 (1973), which held that the hearsay rule may not be applied mechanistically to defeat the ends of justice and that exclusion of critical evidence under the hearsay rule may violate a defendant's right to present a defense. <u>Kubsch v. Neal, Superintendent, Indiana State Prison</u> , 838 F.3d 845 (7 th Cir. 2016).
Vouching	It is impermissible for a witness to testify about a particular witness's credibility, unless defense first opened the door as to the witness's credibility. See <u>Sampson v. State</u> , 38 N.E.3d 985 (Ind. 2015).
Right to closing argument is absolute	A trial court is not permitted to deny a defendant the right of giving a closing argument, even at a bench trial. <u>Nickels v. State</u> , 81 N.E.3d 1092 (Ind. Ct. App. 2017).

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