

Preparing a Self-Represented Litigant for Discovery 201

Learning Outcomes

1. Be familiar with the BC Civil Rules on Examination for Discovery Part 7 Procedures for Ascertaining Facts
2. Gain an understanding of how to develop case theory
3. Explain the 10 basic steps to Discovery Preparation
4. Explain and demonstrate the Examination for Discovery Questioning Style
5. Demonstrate how to start an examination for discovery
6. Demonstrate how to end an examination for discovery
7. Demonstrate how to introduce an exhibit at an examination for discovery
8. Demonstrate how to handle an objection
9. Explain how to prepare yourself and the self-represented litigant for discovery

Course Pre-requisite

This course is open to those who work or have worked in a law firm setting and work with self-represented litigants.

Primary Teaching Tools

1. Mini-lectures to teach and learning outcomes;
2. Pre-course work requiring the students to work on learning outcomes #1
4. In-course work requiring the students to demonstrate understanding in learning outcomes #4 to 8
5. Post-course work to enable the students to demonstrate the key points to all the outcomes

Presenters Staff:

Michael Sporer, Facilitator and course designer
Dom Bautista, Course designer

Updated 141025

Preparing a Self-Represented Litigant for Discovery 201

Date of Course: _____

Summary of Marks:

Pre-Course Work (20%)	_____
Participation (60%)	_____
Post-Course Work: (20 %) due one week after the course	_____
Minus 5% per day late demerit (if applicable)	_____
Total	<u>100%</u>

Remarks

For continuing professional development reporting purposes to the Law Society of British Columbia, this course is 7.0 hours long. It includes 1.0 hour of training in professional responsibility and ethics, client care and relations and practice management.

Upon the completion of a course, you will receive one of these two types of certificates - attendance or completion. The Certificate of Completion indicates that you attended the course, participated in the discussions, completed the pre and post course work and achieved a minimum mark of 70%.

Document updated: 141025

**Preparing a Self-Represented Litigant for Discovery 201
Course Outline**

Updated 141025

9:00 Introductions

9:15 Section A: Developing A Case Theory

9:45 Section B: The 10 basic steps to Discovery Preparation
(Discovering the Other Party)

10:15 Section C: The Examination for Discovery Questioning Style

10:45 Morning break

11:00 Section D:

- Starting an Examination for Discovery,
- Ending a Discovery; and
- Introducing an Exhibit at Discovery.

11:45 Section E: Objections and Handling Objections

12:30 Lunch Break

1:15 Section F: Putting Theory to Practice

3:45 Section G: Preparing yourself and the self-represented litigant
for discovery

4:45 Questions, Summation and Post-Course Work

Updated 141025

Pre-Course Work (20 marks)

To facilitate your learning and to make good use of your time with us, we ask that you prepare these before class.

1. For your pre-reading: please take a moment to review:
BC Civil Rules on Examination for Discovery Part 7 Procedures for Ascertaining Facts. Bring a copy, refer our copy of the BC Annual Practice Guide or access the Rules online. There is WIFI service available.
2. Based on the case study that will be provided to you, draft the questions you want to ask at discovery given the pleadings and what is in issue.

Post-Course Work (20 marks)

1. Explain what funnel questioning is.
2. Why is funnel questioning useful when conducting an examination for discovery?

Updated 141025