

## **Update to the Case Materials as of December 1, 2015**

The following case updates were made to the case materials on December 1, 2015. All references to page/line numbers refer to the original case (not the revised case). Please note: the font/spacing, page/line numbers, and size and location of exhibit stickers may vary slightly from the first case to the revised materials. Please ensure teams are using the materials with the statement “Revised December 1, 2015” on the cover page, for consistency between teams and judges during rounds.

### **Stipulations:**

- Added stipulation no. 9 stating, “Sammie Smid does in fact weigh 180 pounds at the time of trial, and the actual weight of any individual playing Sammie Smid is irrelevant.”
- Added stipulation no. 10 stating, “Both parties agree that Sammie Smid does have an almost constant left-side twitch. Whether any individual playing Sammie Smid has acted out a left-side twitch while on the stand or in the courtroom is irrelevant.”

### **Jury Instructions:**

- Added instruction 1.27 – Burden of Proof

### **Exhibits:**

- Exhibit D – changed times on first page of exhibit to more accurately coincide with testimony and Exhibit K
- Exhibit D – changed gender in multiple places in narrative on second page of exhibit

### **Affidavits:**

- Robin O’Reilly—page 25, line 10: “fiancée” changed to “fiancée/fiancé”
- Robin O’Reilly—page 26, line 75: “harms” changed to “arms”
- Carter Marcus—page 31, line 16: Incident report “Case #2009-116233” changed to “Case #2012-116233”
- Carter Marcus—page 32, line 46-47: “believed to armed” changed to “believed to be armed”
- Carter Marcus—page 32, line 57: “to do ask” changed to “to ask”
- Carter Marcus—page 33, line 68: “Riley Marks” changed to “Bo Marks”