

COLOR IMAGES

The following are color images from
Visual Litigation: Visual Communication Strategies and Today's Technology

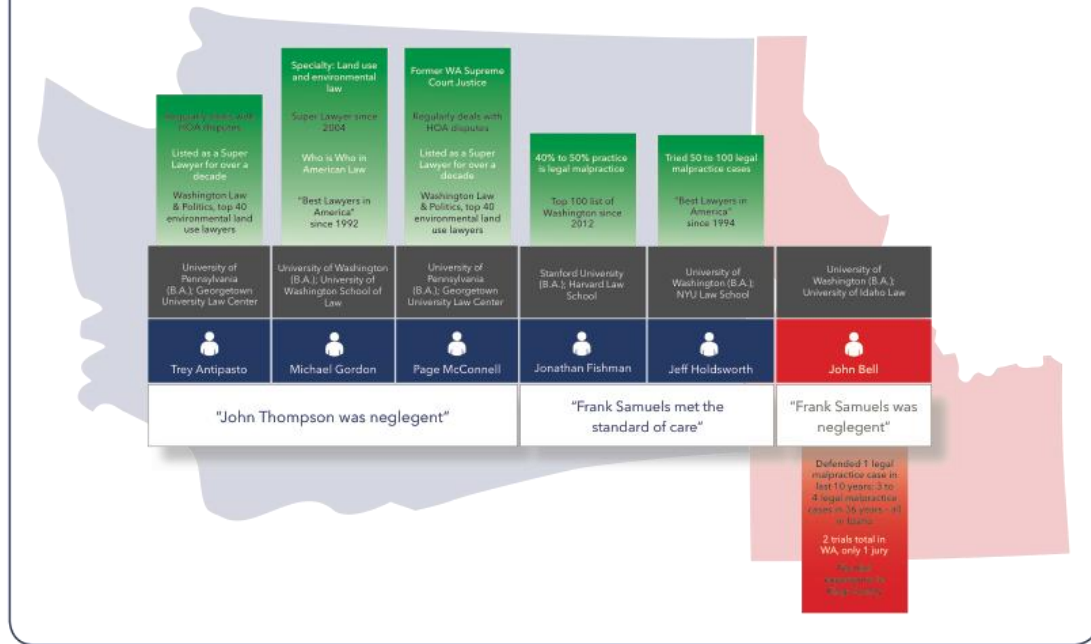
Color is important. Color images can produce emotions, aid retention, and have a powerful effect on a viewer. For these reasons the images in the book are shown on this website in vivid colors. The visuals in the book are in black, white and grey in order to keep the cost of the book down.

CHAPTER 2



Joseph O'Toole, Sound Jury Consulting

Expert Comparisons



Joseph O'Toole, Sound Jury Consulting

Smith's Changing Story



"Michaels was terminated for financial reasons."

A. Well, the reason we terminated Mr. Michaels was because the company was dealing with financial issues and we needed to find ways to reduce costs while maintaining profits. It was a purely financial decision that we had to make.

Smith's Deposition Testimony, 8/13/13, p. 43, lines 15-23

?

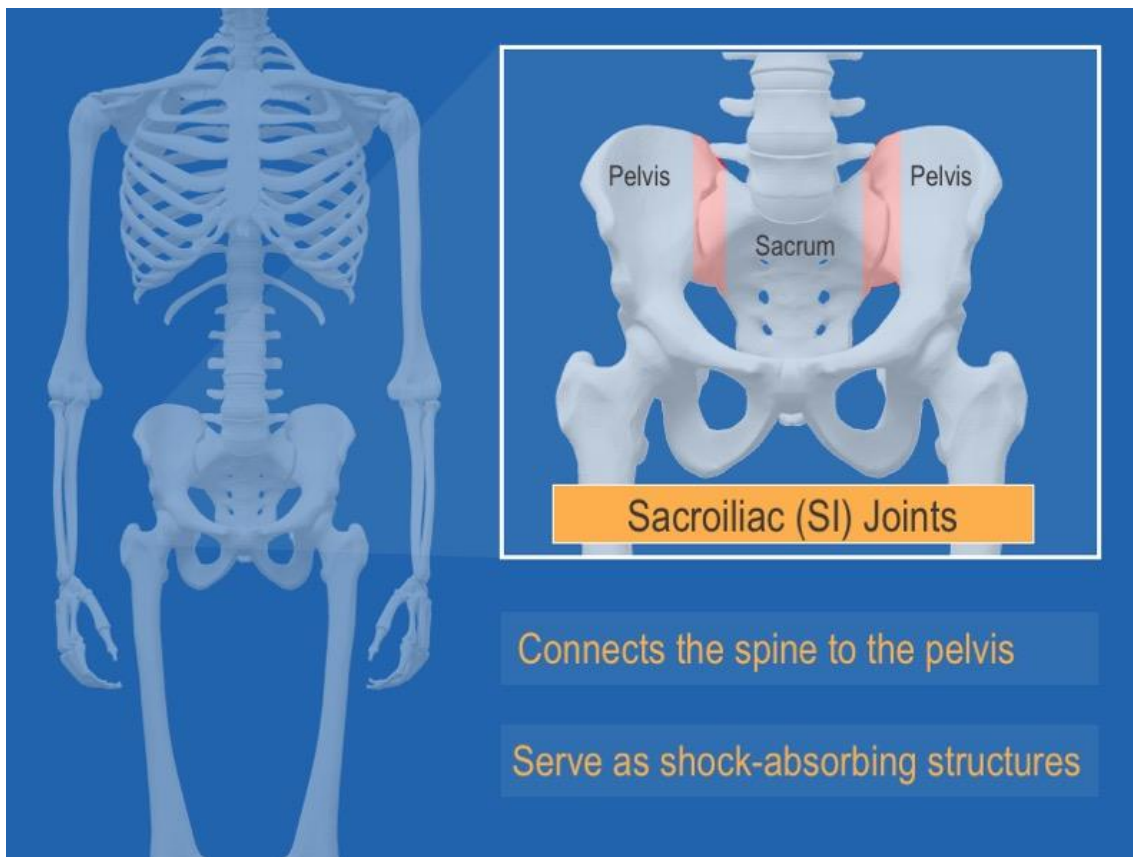


"Michaels generated more revenue than any of his peers."

A. Yes. In the year leading up to his termination, Mr. Michaels had generated more revenue than any of his peers and the forecast projected him to outpace several key members of management. It was one of the reasons I fought to try to keep him.

Smith's Deposition Testimony, 8/13/13, p. 91, lines 2-10

Joseph O'Toole, Sound Jury Consulting



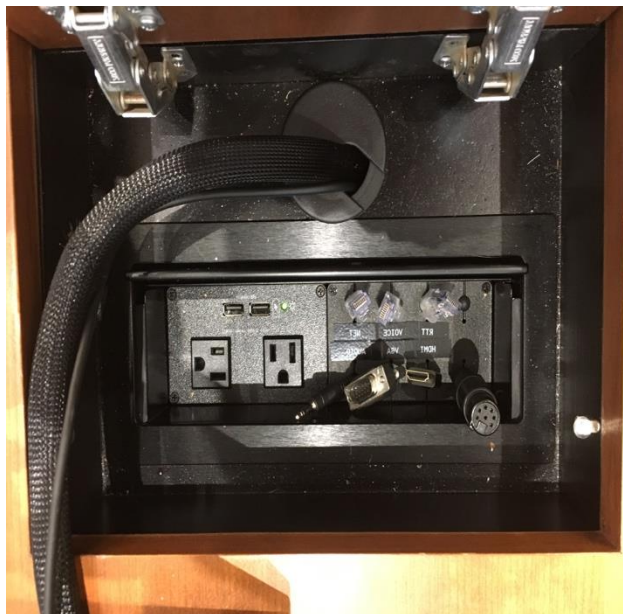
Joseph O'Toole, Sound Jury Consulting



High Impact Visual Litigation Strategies



United States District Court, Western Washington Division,
Seattle, Washington



United States District Court, Western Washington Division,
Seattle, Washington



United States District Court, Western Washington Division,
Seattle, Washington



United States District Court, Western Washington Division,
Seattle, Washington



United States District Court, Western Washington Division,
Seattle, Washington



United States District Court, Western Washington Division,
Seattle, Washington



United States District Court, Western Washington Division,
Seattle, Washington

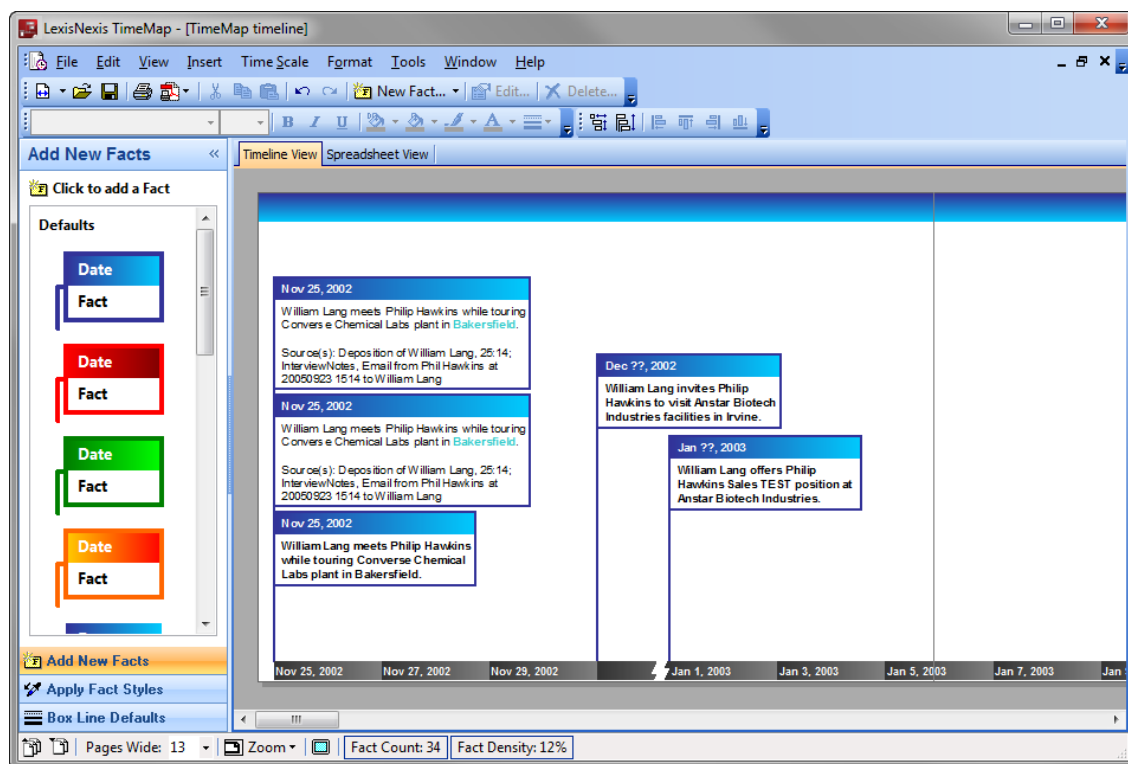
CHAPTER 3 OPENING STATEMENT VISUALS



Joseph O'Toole, Sound Jury Consulting

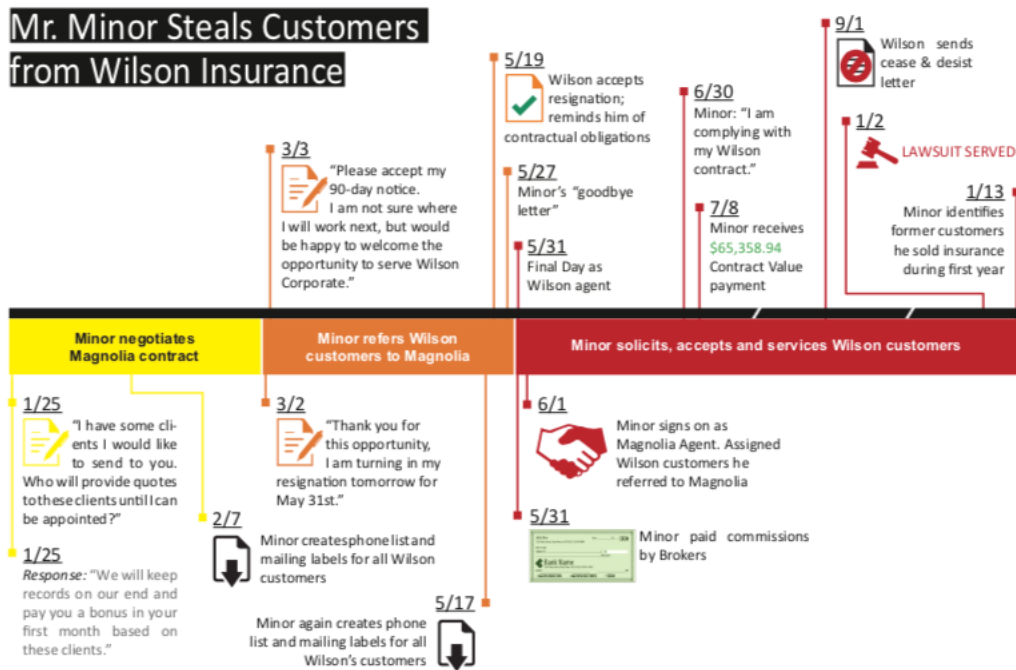


Michael Jackson case—Getty Images (Stringer)

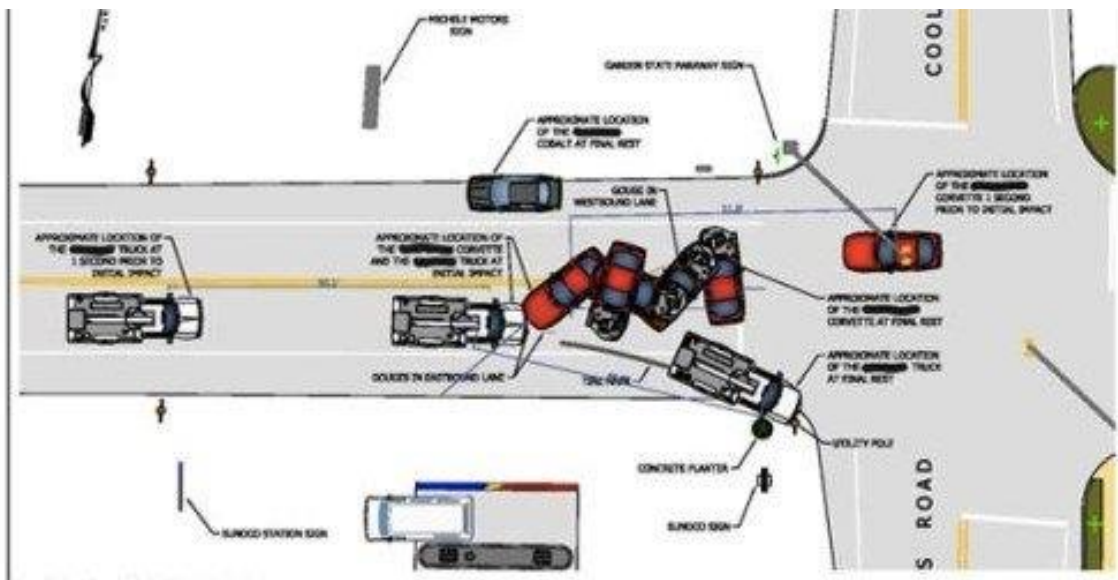


TimeMap

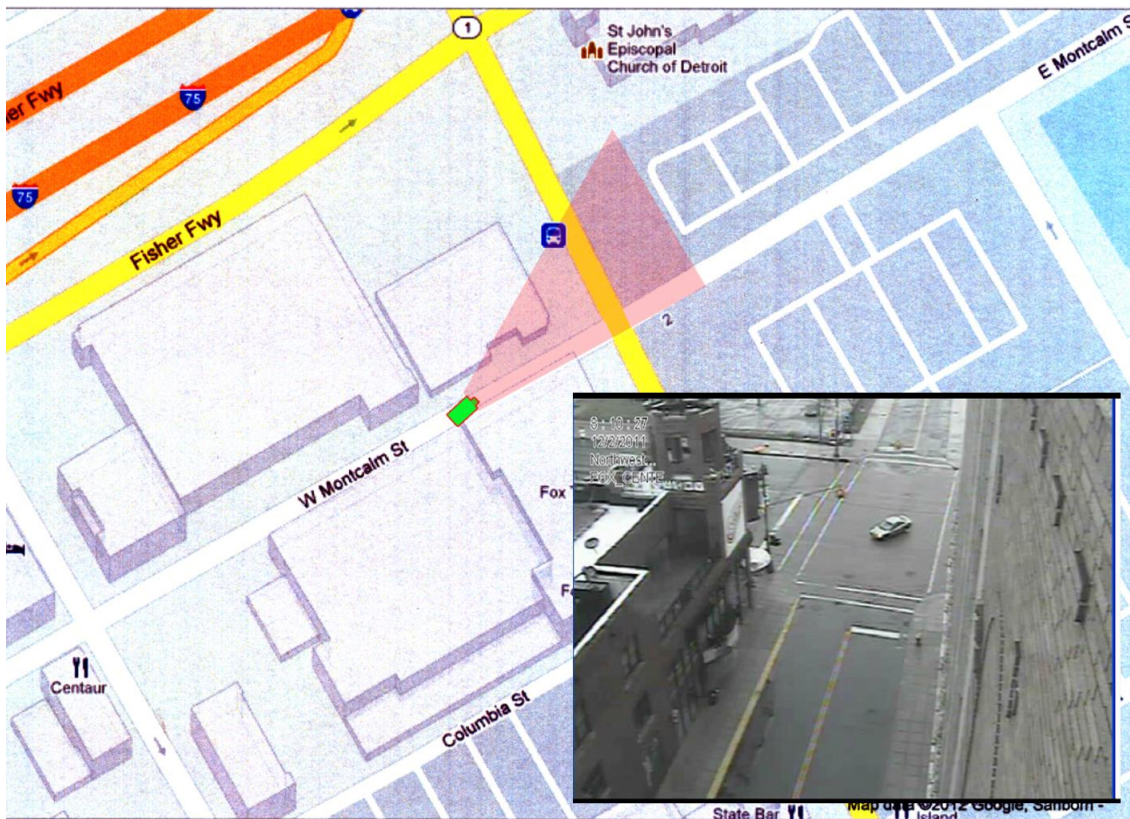
Mr. Minor Steals Customers from Wilson Insurance



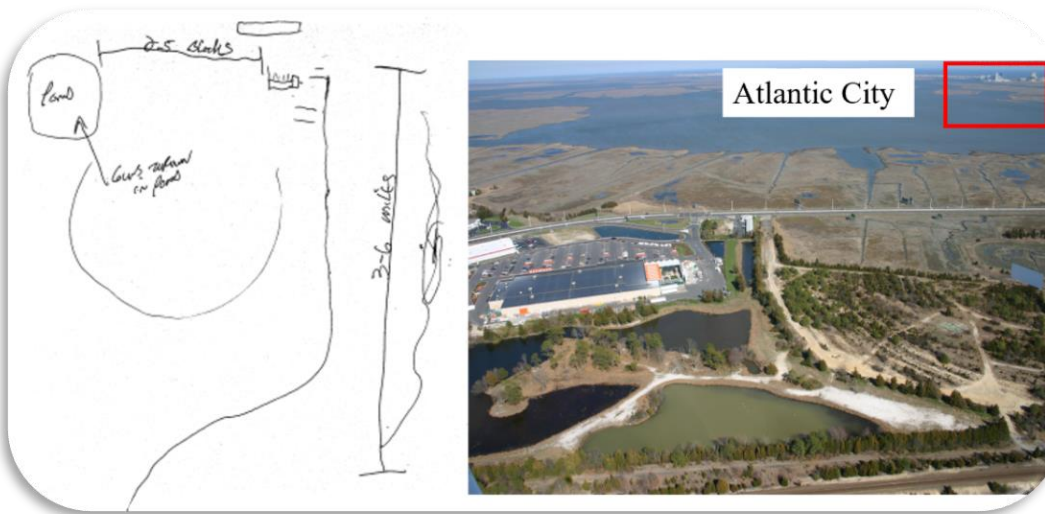
Joseph O'Toole, Sound Jury Consulting



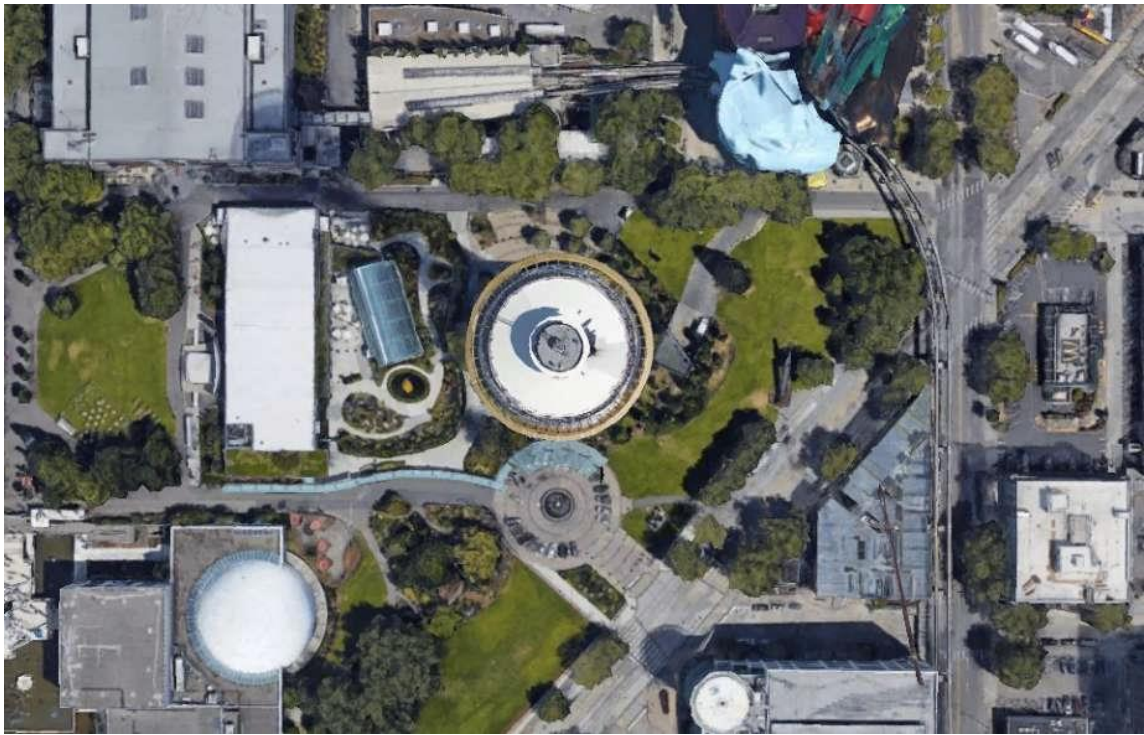
SKE Forensic Consultants Inc.



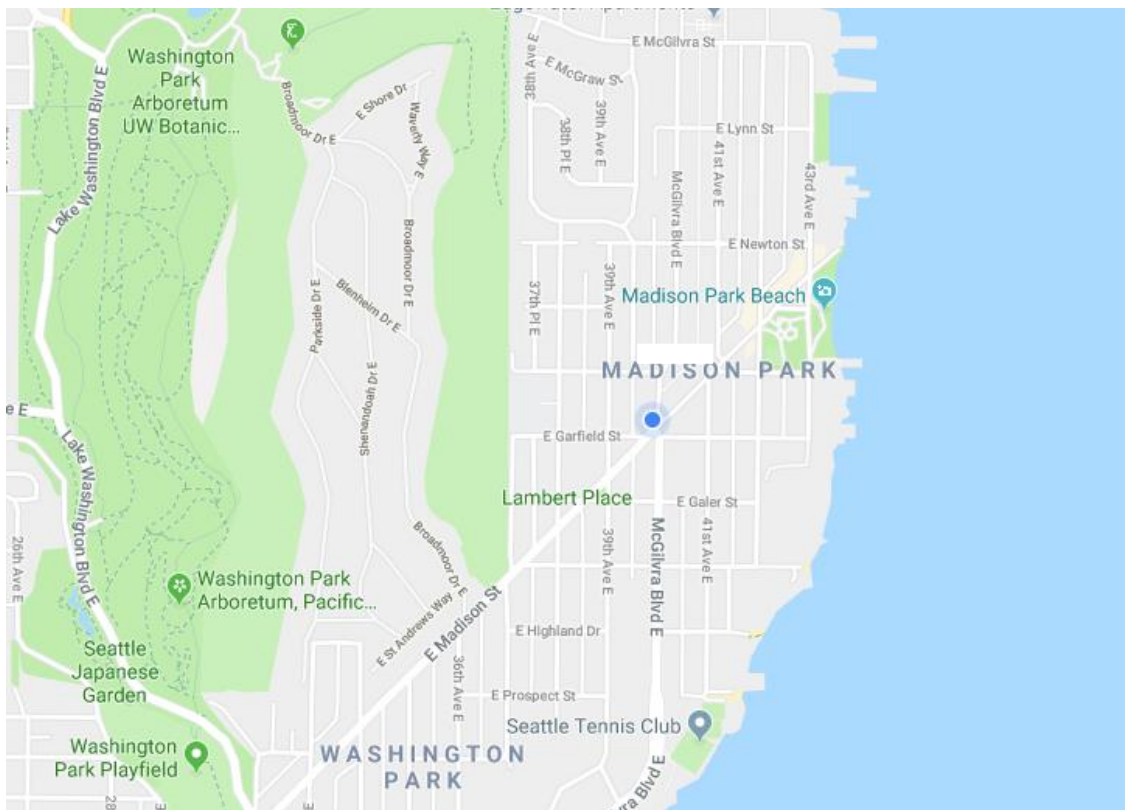
APA Patrick Muscat (Detroit, MI)



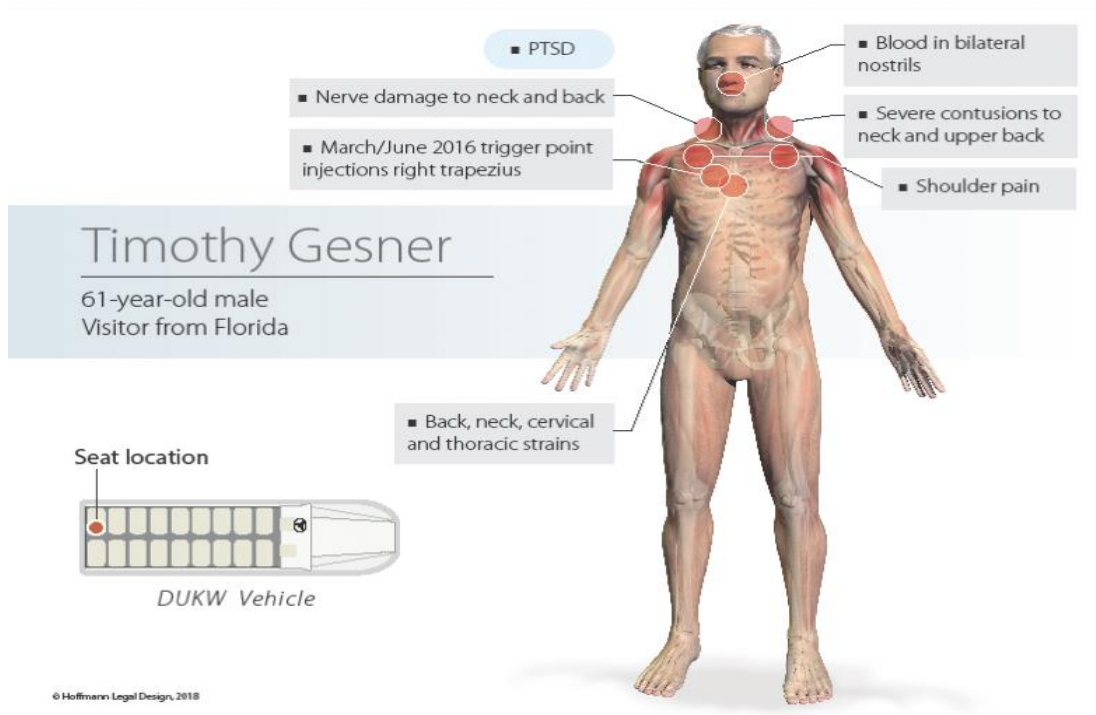
APA Patrick Muscat
People v. Richard Lawson, #05-7277
Photo by New Jersey State Police



Google Earth



Google Maps



Karen Koehler, Ride The Ducks case

CHAPTER 4 CLOSING ARGUMENT VISUALS



Joseph O'Toole, Sound Jury Consulting

The Elements of Breach of Fiduciary Duty

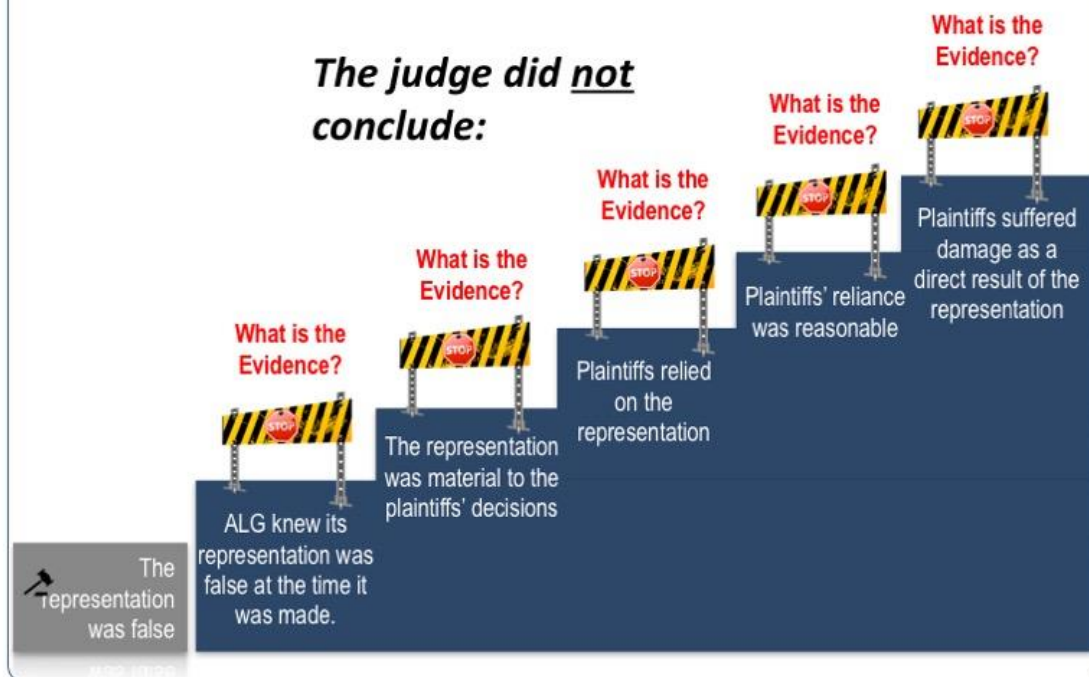
The term “fiduciary duty” as used in these instructions means having a duty: (1) to act with the utmost good faith in the exercise of the powers conferred on **and** undertaken by the person or entity, and (2) to act with fidelity and not to put a personal interest before the interest of the company should there be a conflict.

1. The powers must have been conferred
AND
2. The powers must have been undertaken

Joseph O’Toole, Sound Jury Consulting

The Plaintiffs’ Burden of Proof

The judge did not conclude:



Joseph O’Toole, Sound Jury Consulting

What One Would Expect to See...

- 
- ? A single, internal email identifying the trade secrets
 - ? Marketing materials referring to the unique trade secrets
 - ? Internal communications discussing protection of the trade secrets
 - ? Non-disclosure agreements referencing trade secrets

AC ME

Joseph O'Toole, Sound Jury Consulting

Mortgage Industry Disclosure Patterns

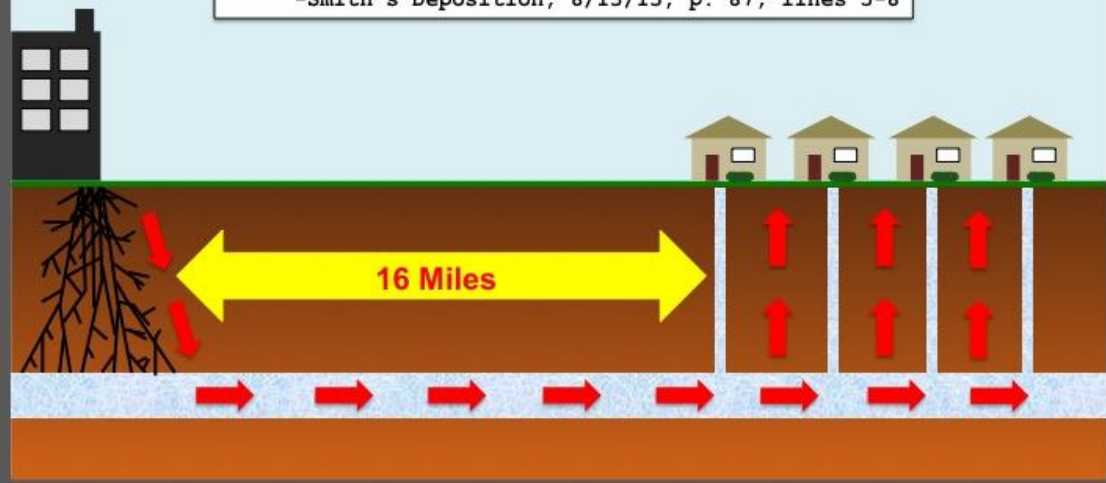
	Dedicated page on borrowing responsibility	Terms of loan and rates clearly disclosed	Pre-pay penalties clearly outlined	Resale notifications provided to customers	Debt management education
N M P G	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
HSBC	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
PNC	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
SUNTrust	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Capital One	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
usbank	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
WELLS FARGO	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Bank of America	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

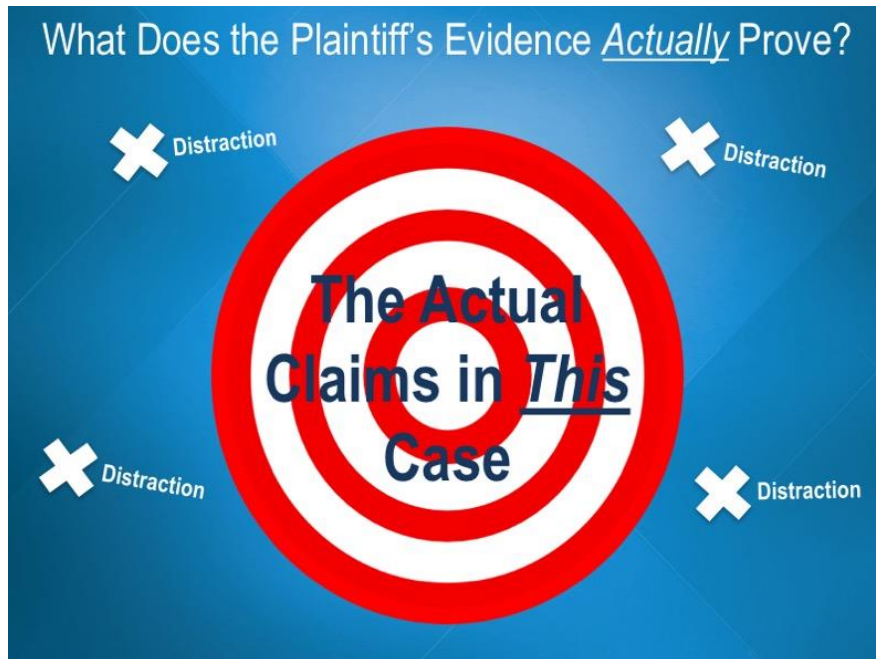
Joseph O'Toole, Sound Jury Consulting

Acme's Contamination of the Wedgewood Water Supply

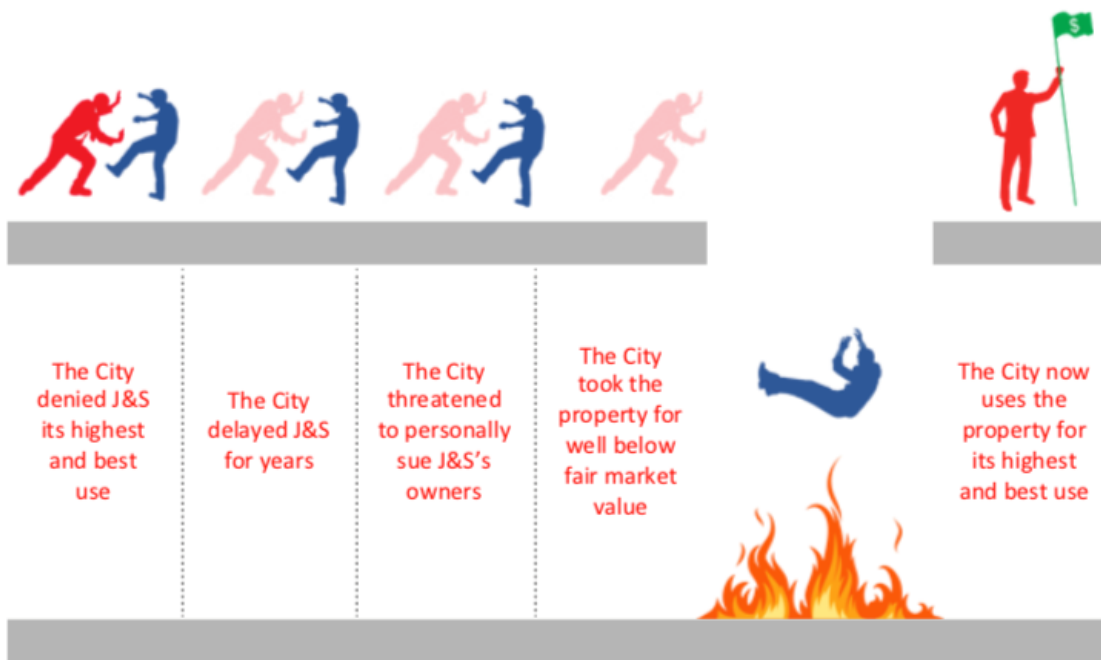
A. The research shows these chemicals dilute, on average, after about thirty to thirty-five miles of travel through an aquifer.

-Smith's Deposition, 8/13/13, p. 87, lines 5-8

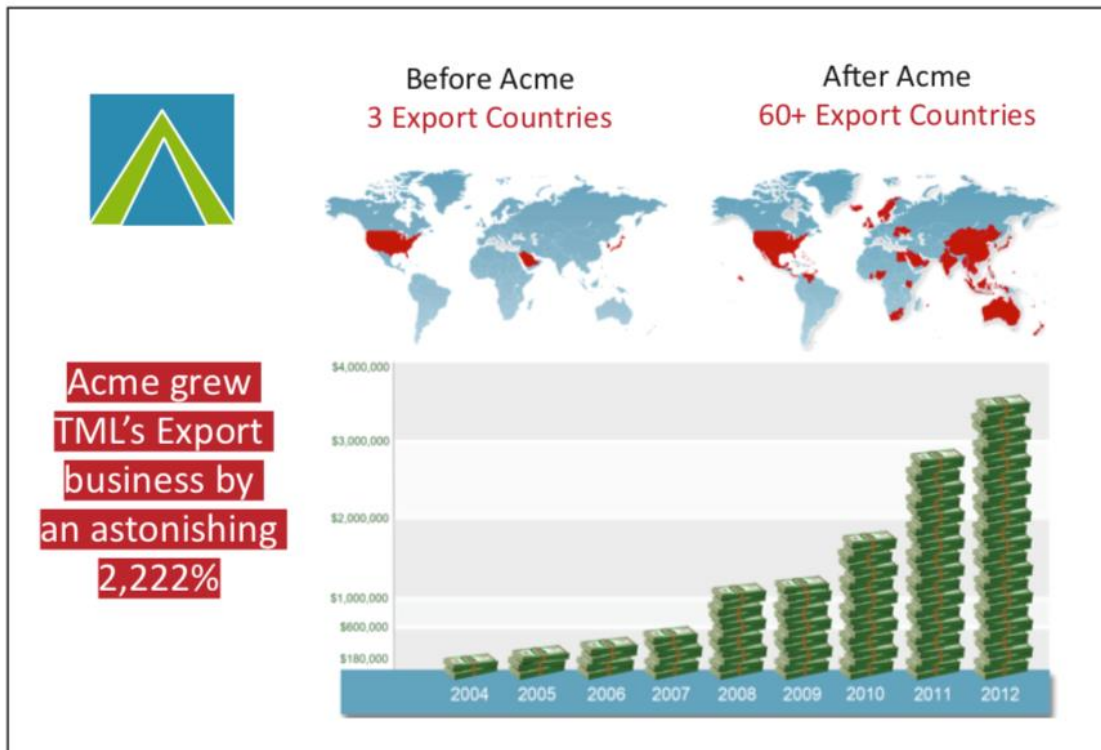




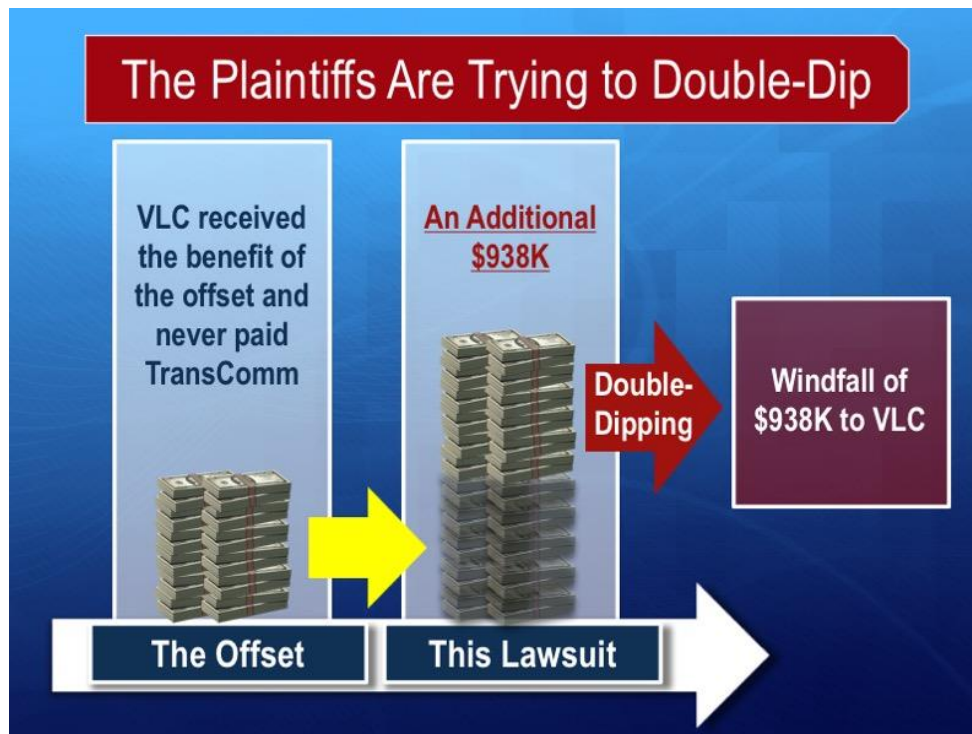
The City of Auburn's Actions Forced J&S Into The Fire



Joseph O'Toole, Sound Jury Consulting



Joseph O'Toole, Sound Jury Consulting



Joseph O'Toole, Sound Jury Consulting



Murder on a Sunday Morning documentary
courtesy of Direct Cinema Limited

CHAPTER 5 DIRECT EXAMINATION VISUALS



O.J. Simpson—Getty Images (Celano, contributor)



Paul Manafort case—courtesy of Department of Justice



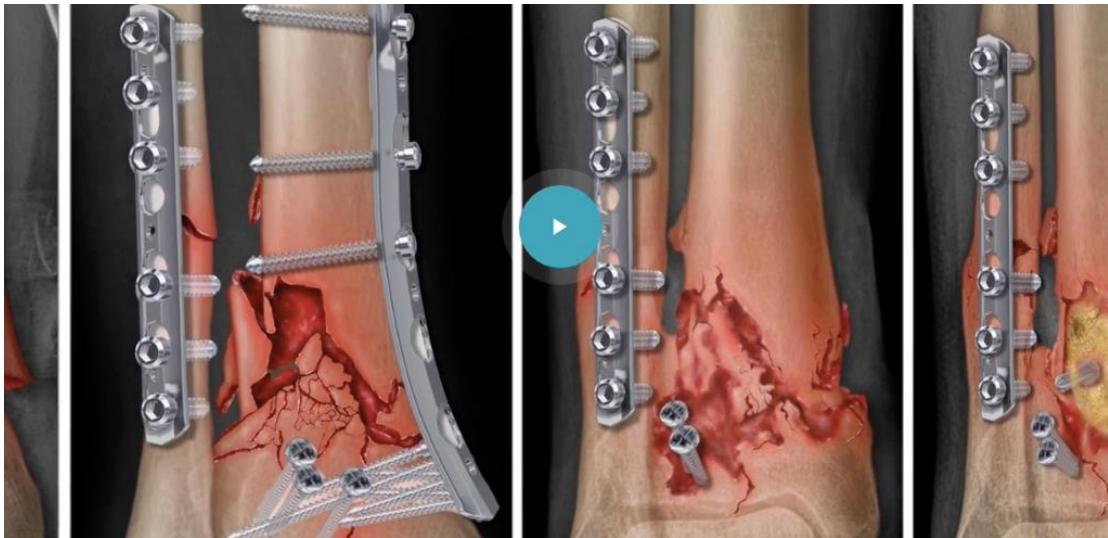
Author Photo



United States District Court, Western District of Washington—Author Photograph



Author Photo



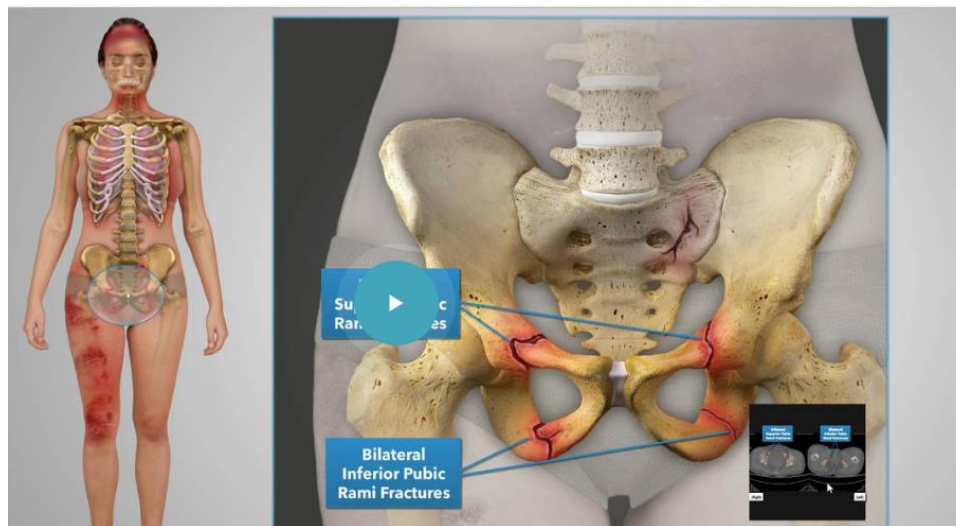
High Impact Visual Litigation Strategies



The Staircase documentary (Netflix 2004)—Dr. Faris Bandak and Shutterstock Inc.



High Impact Visual Litigation Strategies



High Impact Visual Litigation Strategies



FARO 3D Laser Scanner. 101



Colton Legal Media
CHAPTER 6 CROSS-EXAMINATION VISUALS

Jackson's Numerous Opportunities to Be Warned

- 7 The moving light
- 6 The loud engine getting closer
- 5 The radio communication
- 4 The train bell
- 3 The 2nd horn blast
- 2 The 1st horn blast
- 1 The headlight

Q. You would not have had the accident if you had just simply looked back to your right before stepping out in front of the train, would you?

A. **Correct.**

Jackson Depo Testimony, 4/23/15

A black silhouette of a person walking, facing right, positioned to the right of the list of events.

Joseph O'Toole, Sound Jury Consulting



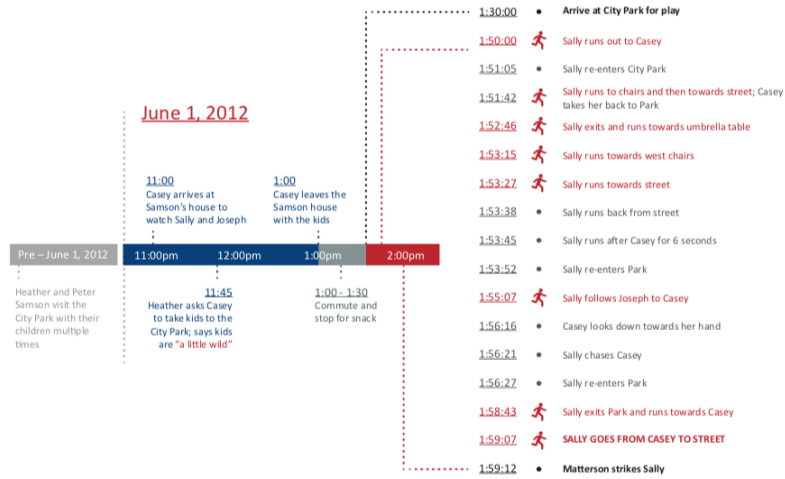
Author Photograph

CHAPTER 7 PRETRIAL VISUALS



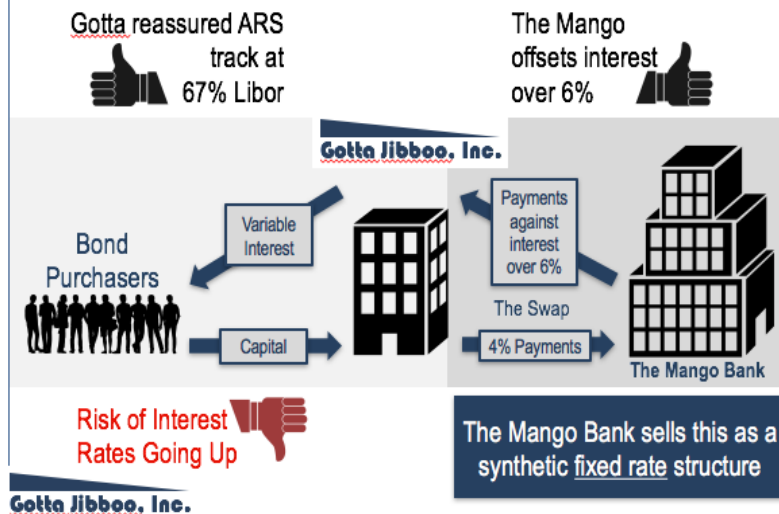
Karen Koehler, Ride The Ducks case

Visit to the City Park

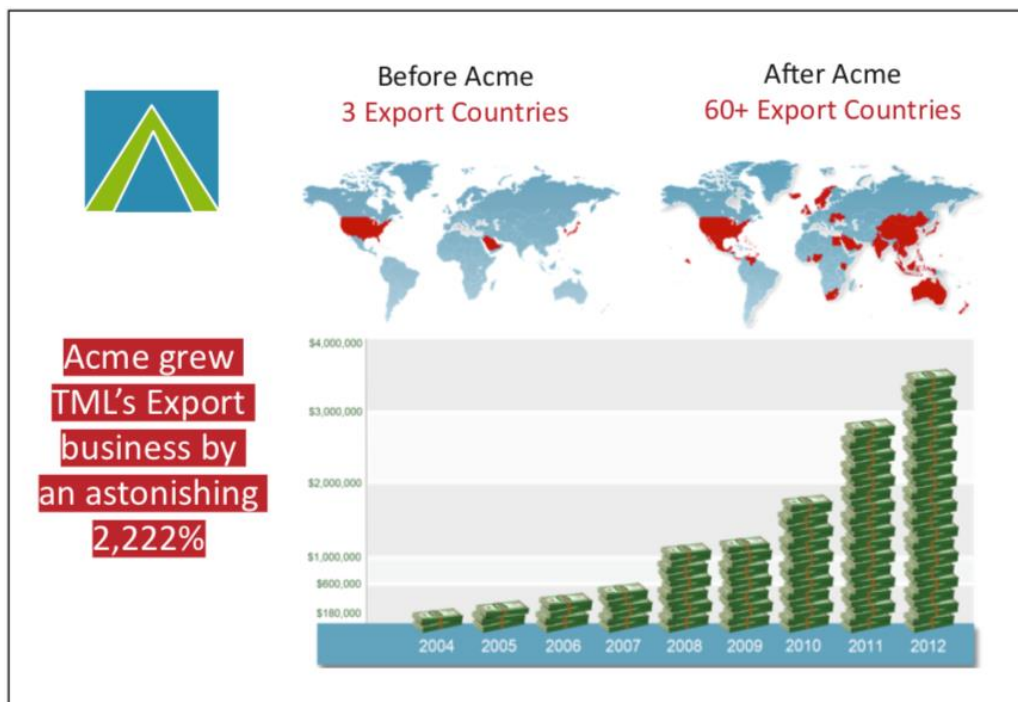


Joseph O'Toole, Sound Jury Consulting

Mango Bank Provides a "Hedge" Against Variability



Joseph O'Toole, Sound Jury Consulting



Joseph O'Toole, Sound Jury Consulting

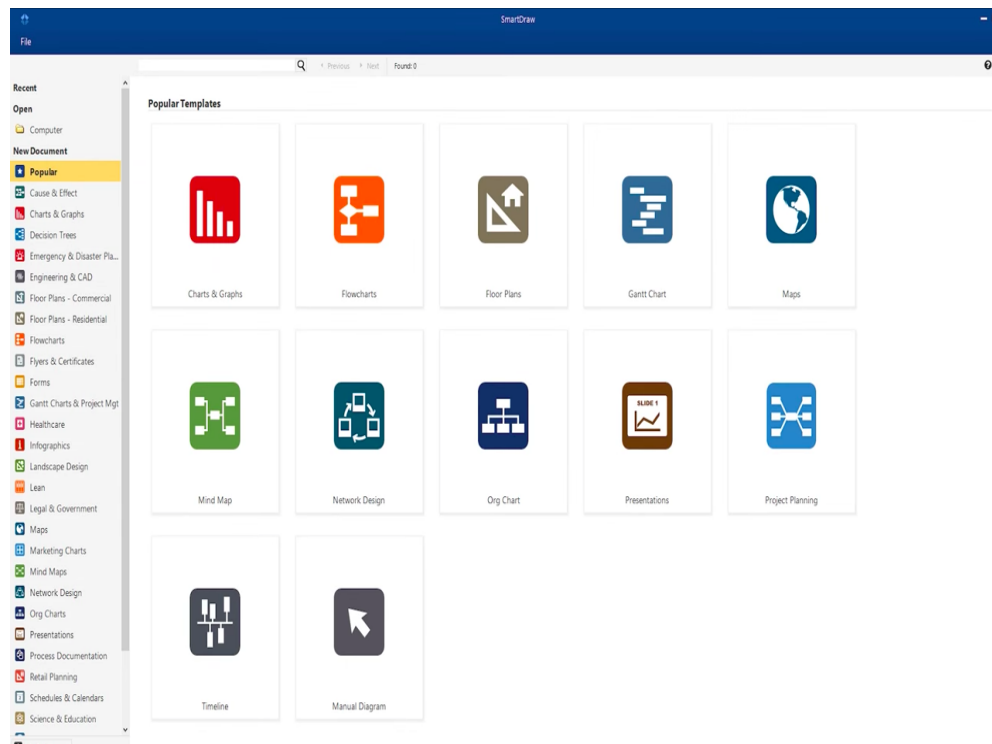


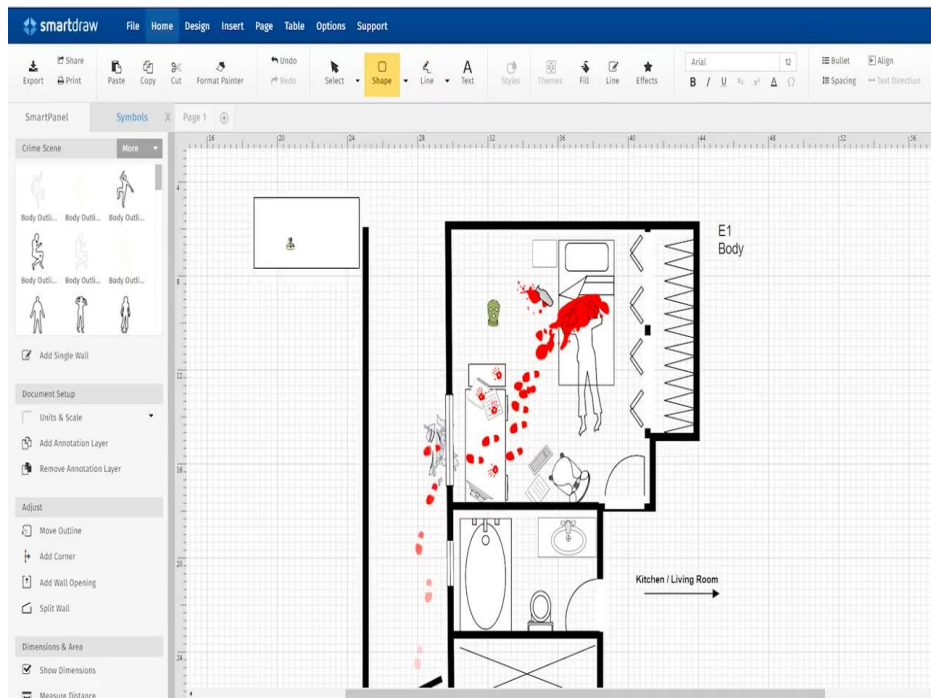
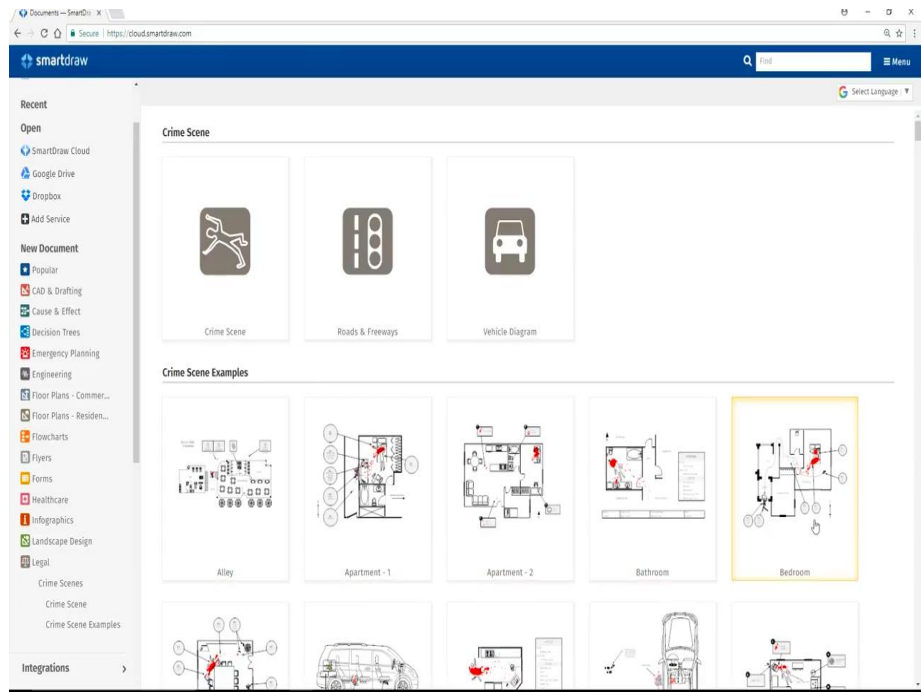
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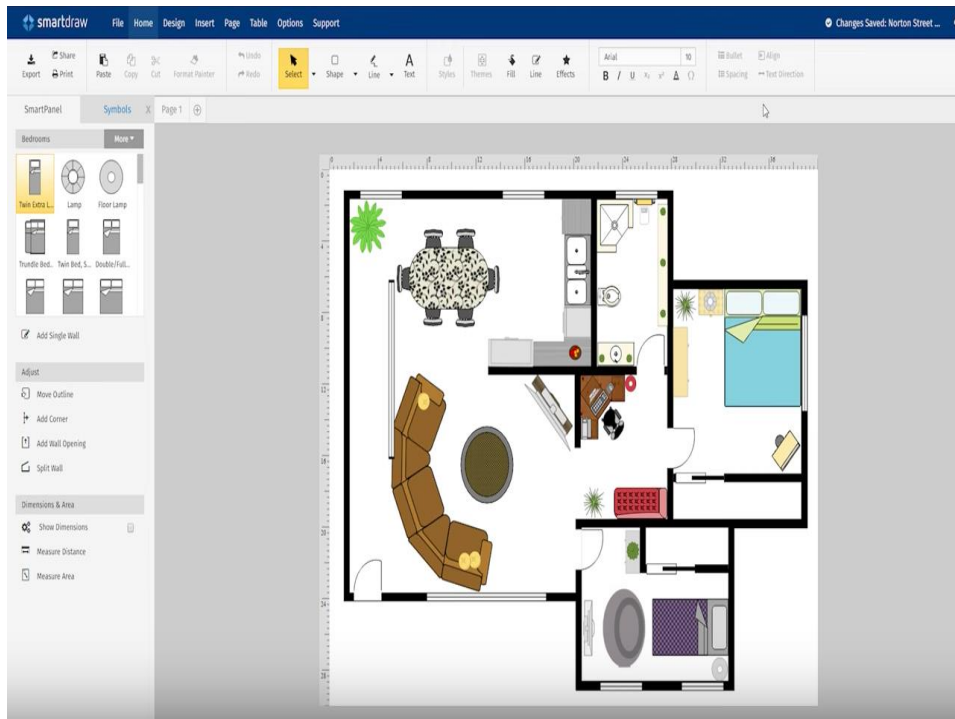
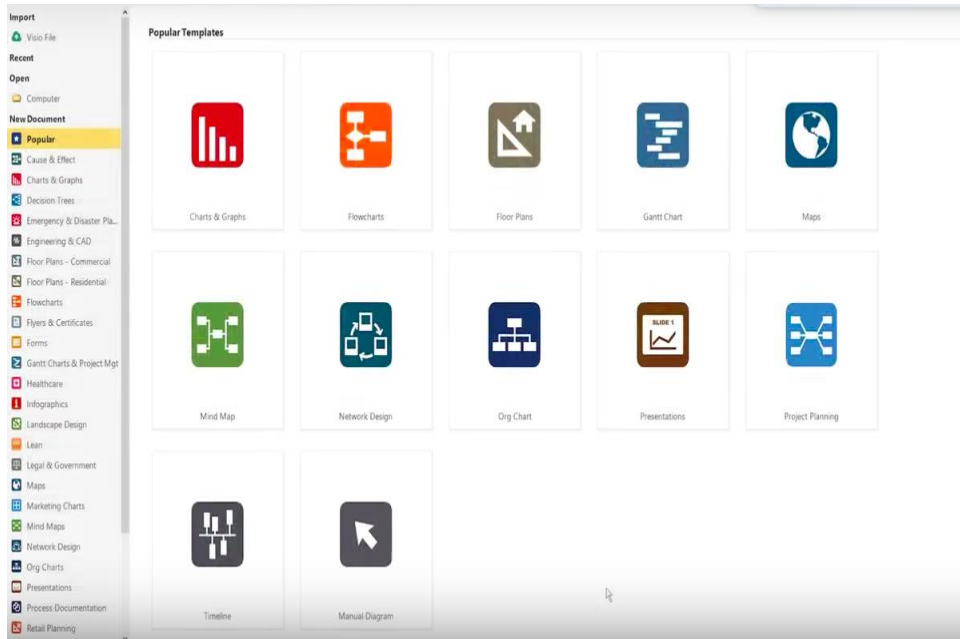


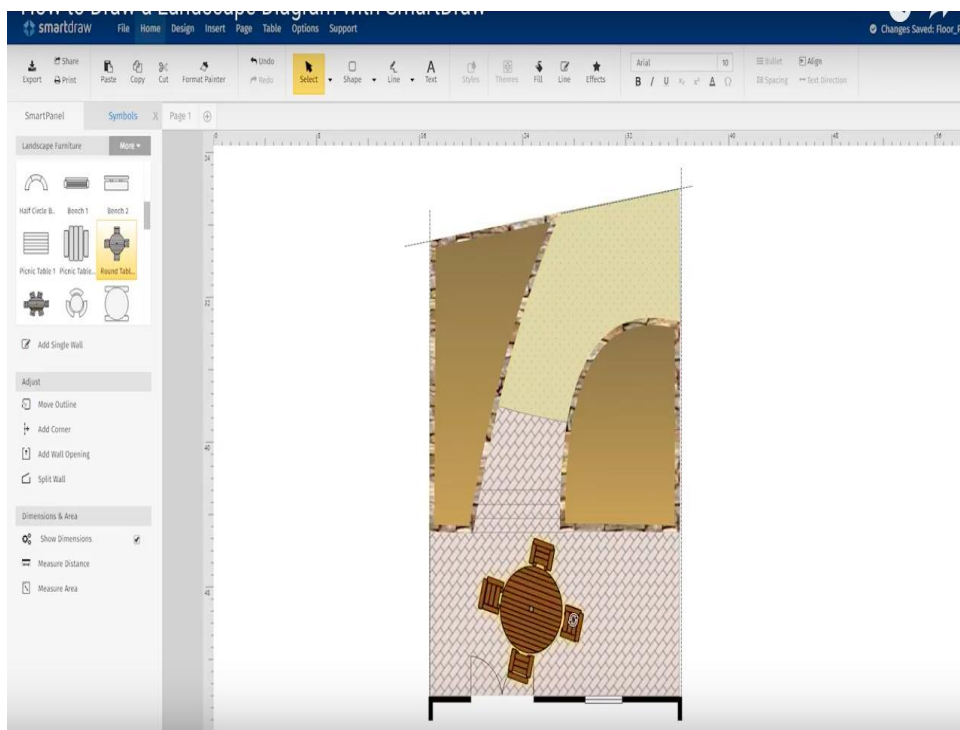
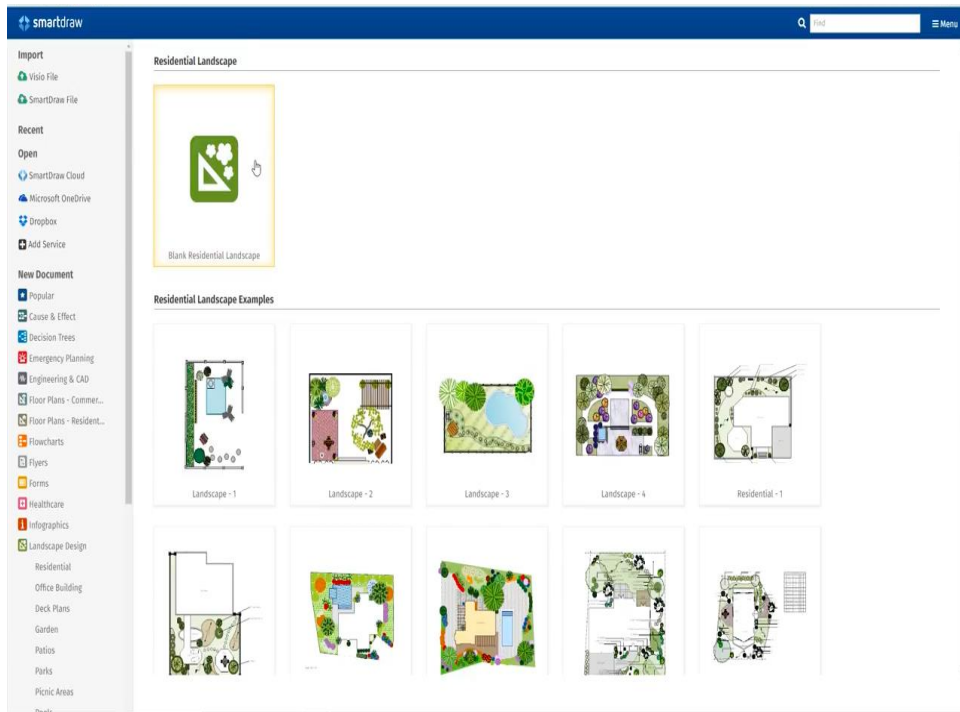
High Impact Visual Litigation Strategies

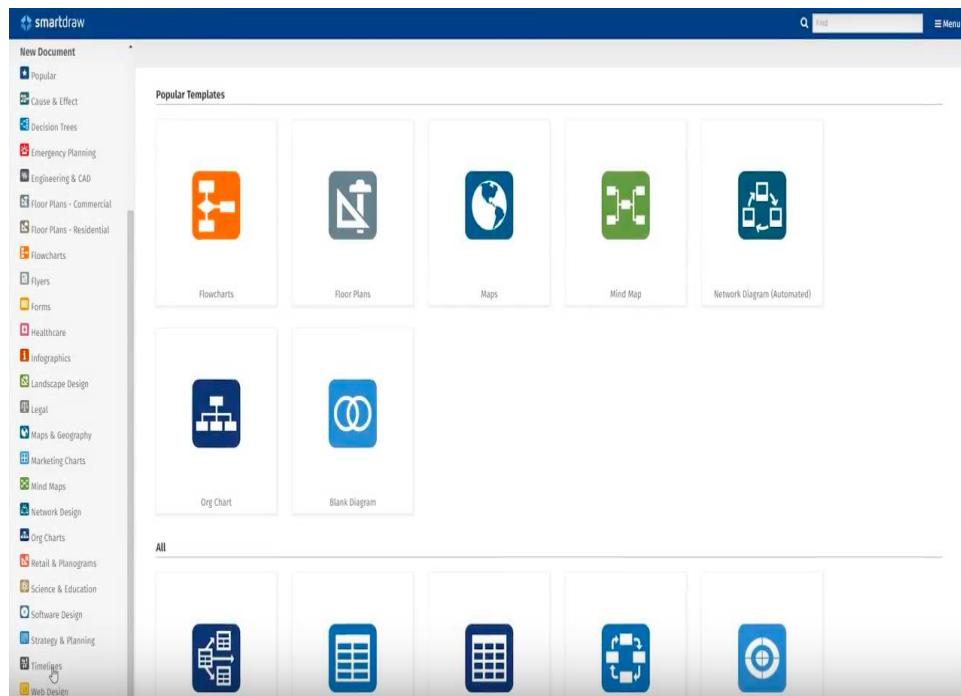
CHAPTER 9 CREATING DEMONSTRATIVE & VIDEO EVIDENCE











All above SmartDraw



Camtasia

CHAPTER 10 ETHICAL AND LEGAL ISSUES

**DEFENDANT WALKER GUILTY OF
PREMEDITATED MURDER**

(26) Defendant Walker is **GUILTY** as an **ACCOMPLICE** to the murder because he **SPLURGED ON FRIVOLOUS THINGS**

**DEFENDANT WALKER GUILTY OF
PREMEDITATED MURDER**

DEFENDANT SPLURGED

Defendant Walker purchased 2 safes, a Wii and several games at the Federal Way Walmart

**DEFENDANT WALKER GUILTY OF
PREMEDITATED MURDER**

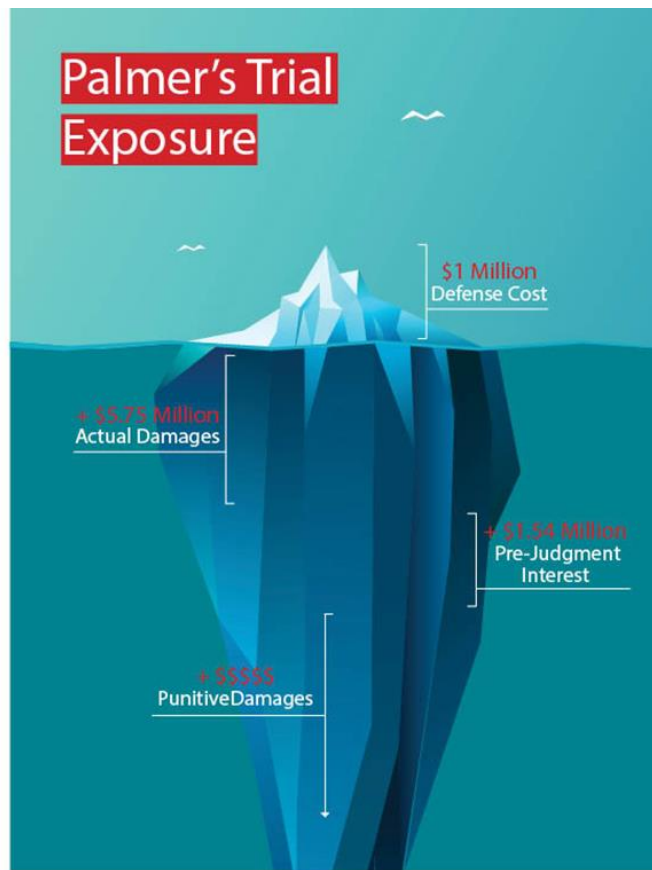
DEFENDANT SPLURGED

- Defendant spent \$200.00 for dinner at the Red Lobster



State v. Walker, 341 P.3d 976 (Wash. 2015)

CHAPTER 12 PROFESSIONAL TECHNICIANS & VISUAL DESIGNERS



Joseph O'Toole, Sound Jury Consulting

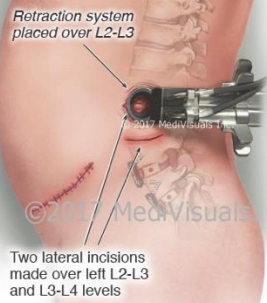


High Impact

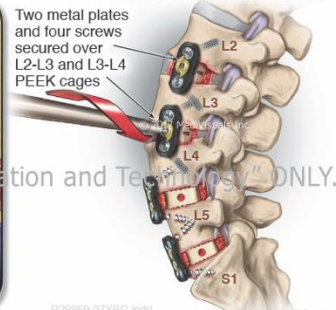
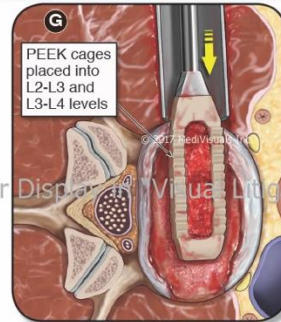
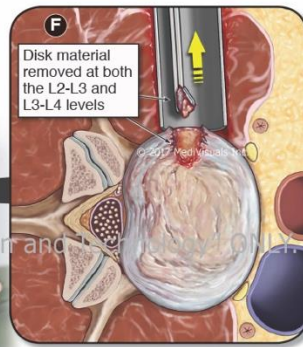
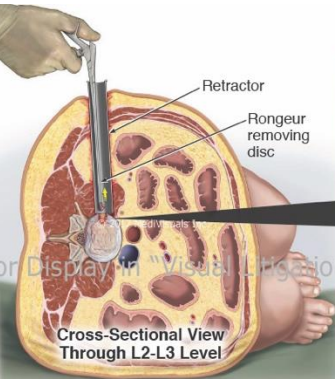
Anterior Lumbar Surgery, Part 3: L2-L3 & L3-L4 Decompression & Fusion

E Lateral Exposure

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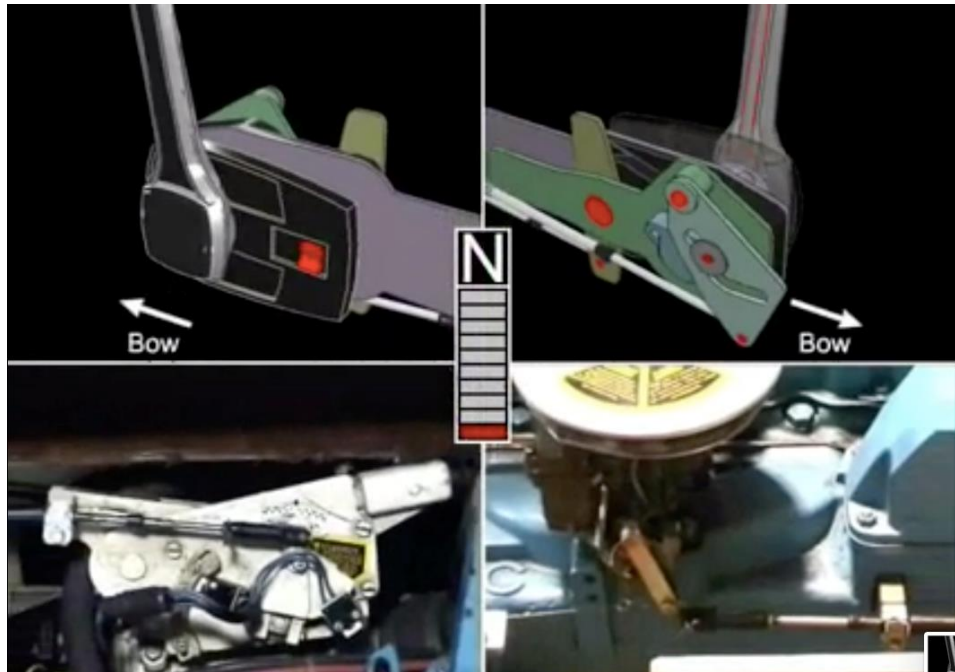
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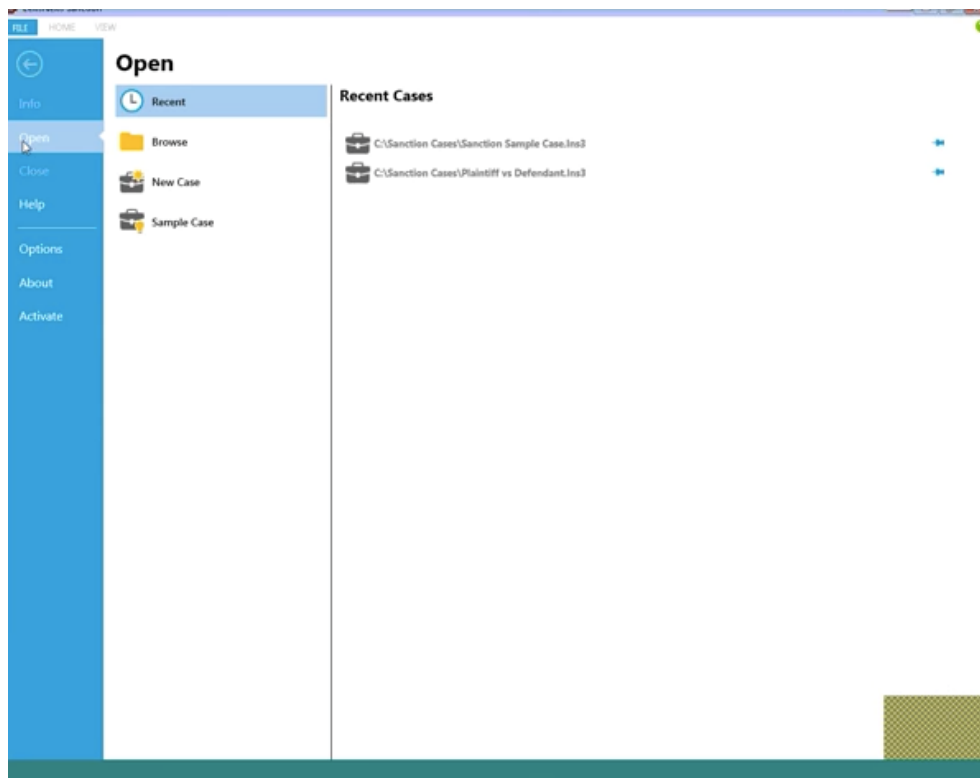


Courtroom Visuals

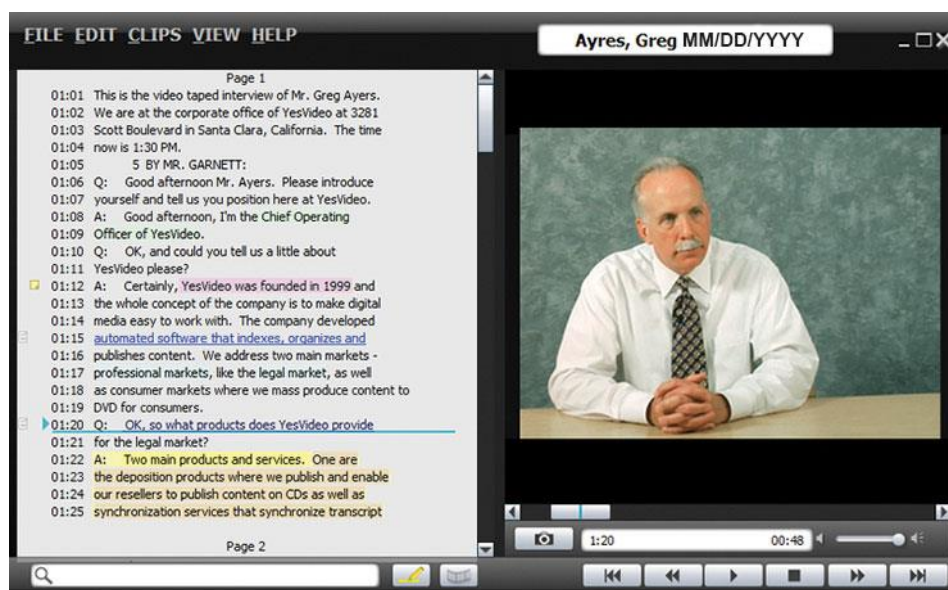


Prolumina Litigation Communication

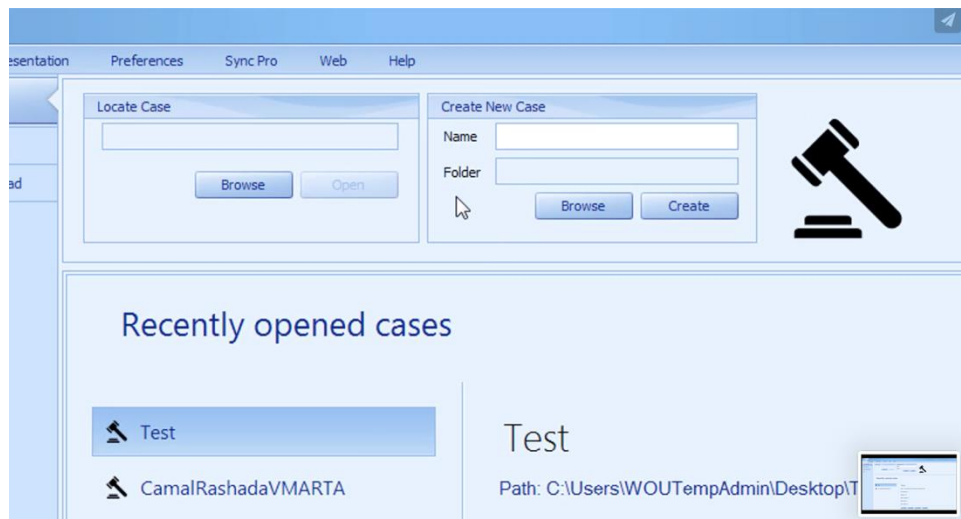
CHAPTER 12 NONLINEAR SOFTWARE



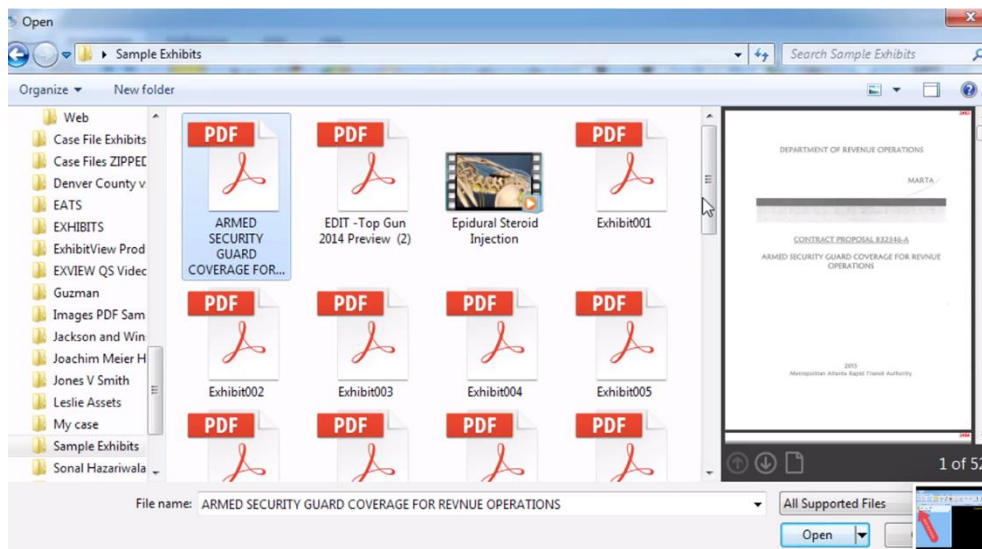
Sanction



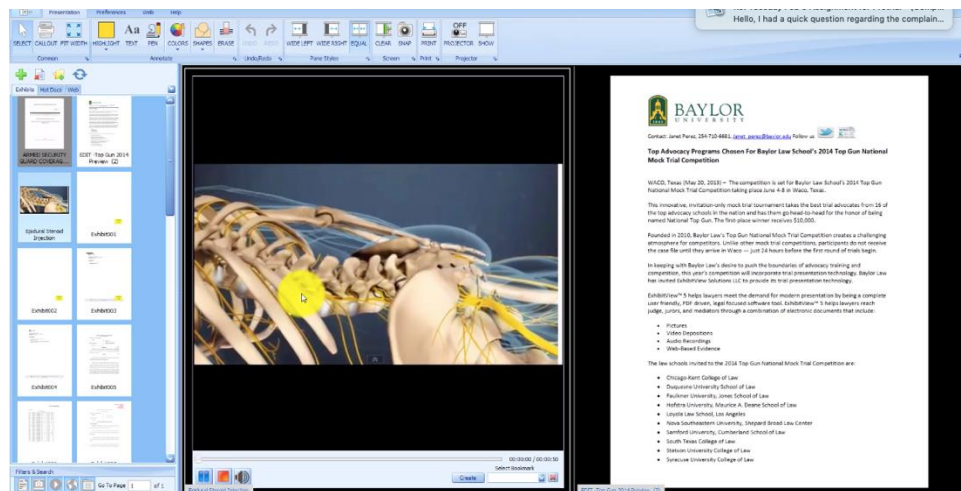
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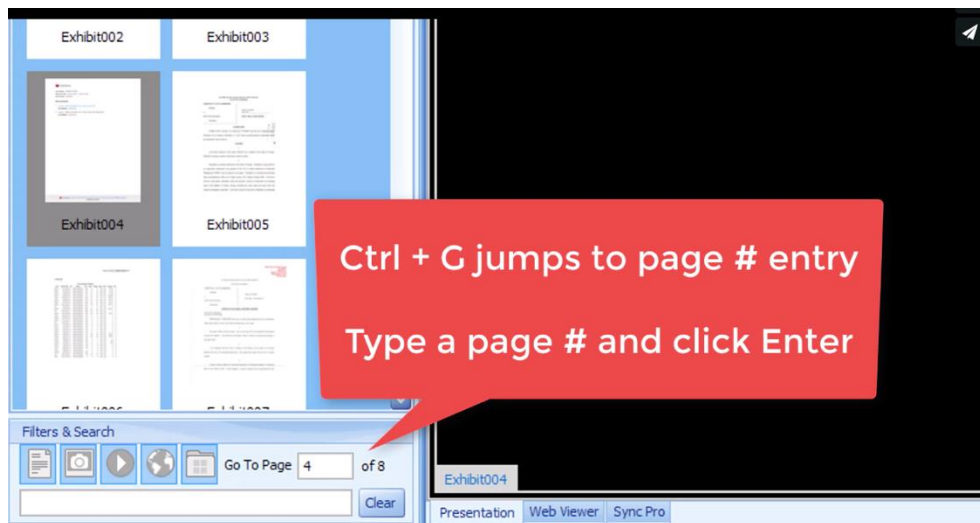
ExhibitView



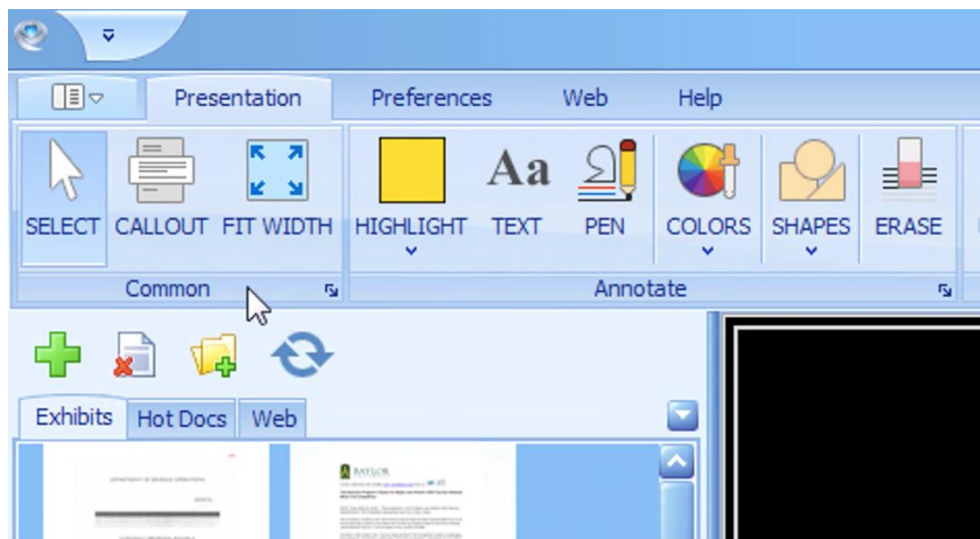
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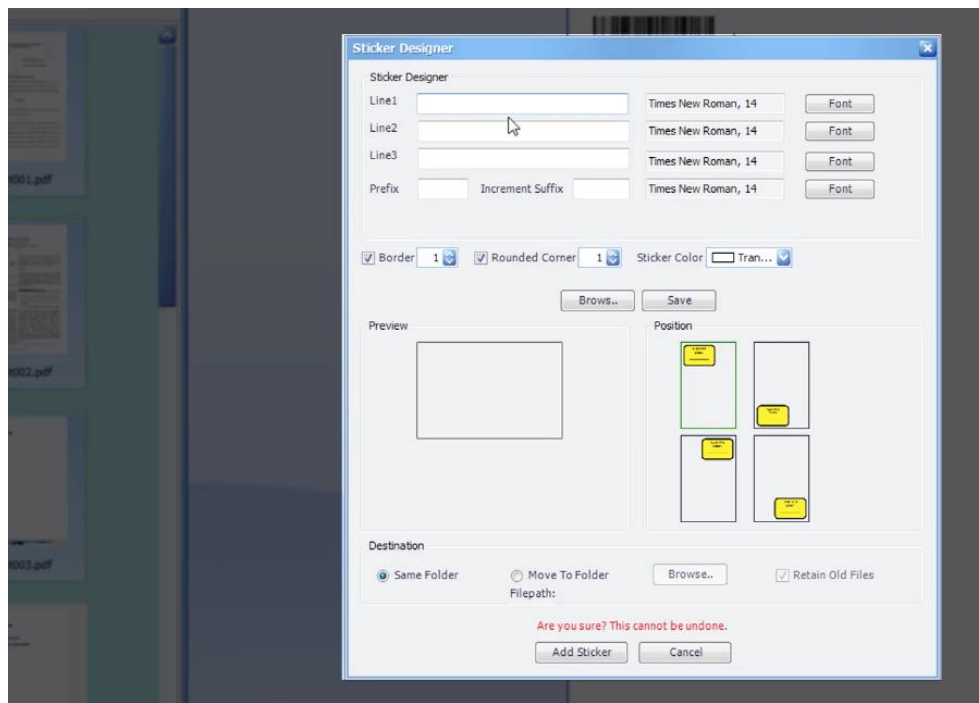
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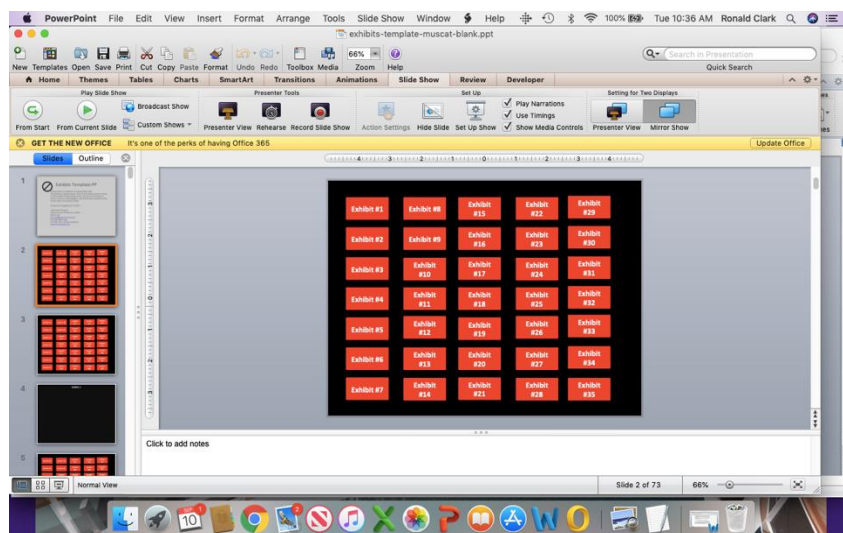
ExhibitView



ExhibitView



ExhibitView



APA Patrick Muscat

CHAPTER 13 LINEAR SOFTWARE

The following visuals are by Joseph O'Toole, Sound Jury Consulting.

Henry Opening Draft 3

Home Insert Draw Design Transitions Animations Slide Show Review View

Insert new slide Paste New Slide Layout Reset Section

Share Comments

1 John Smithy, Municipality of Anchorage, et al. Opening Statement

2 4 Undated Facts

3 The People

4

Slide 1 of 51 English (United States) Notes Comments 94%

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Normal Outline Slide Notes Slide Handout Notes Ruler Guides Notes Zoom Fit to Window Macros

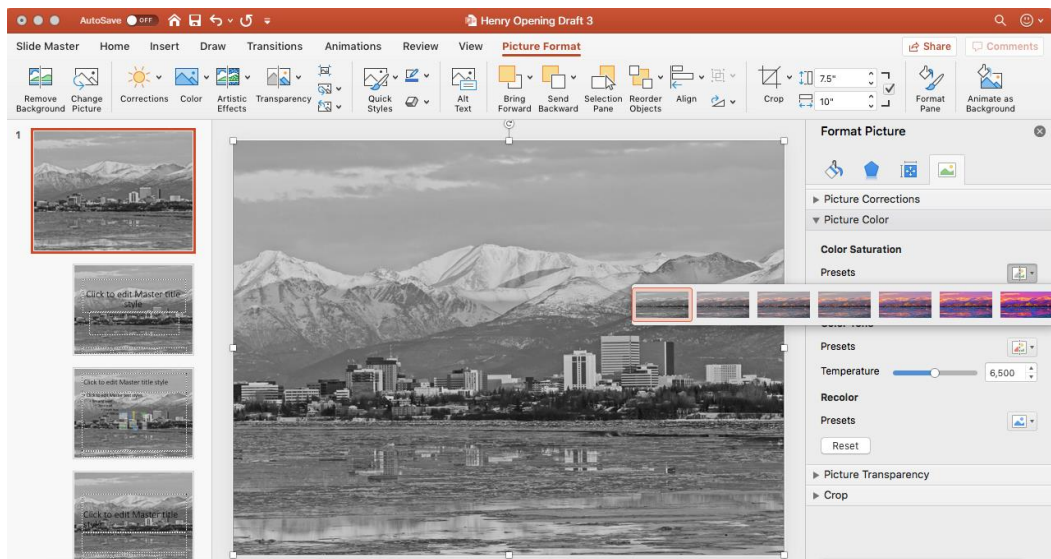
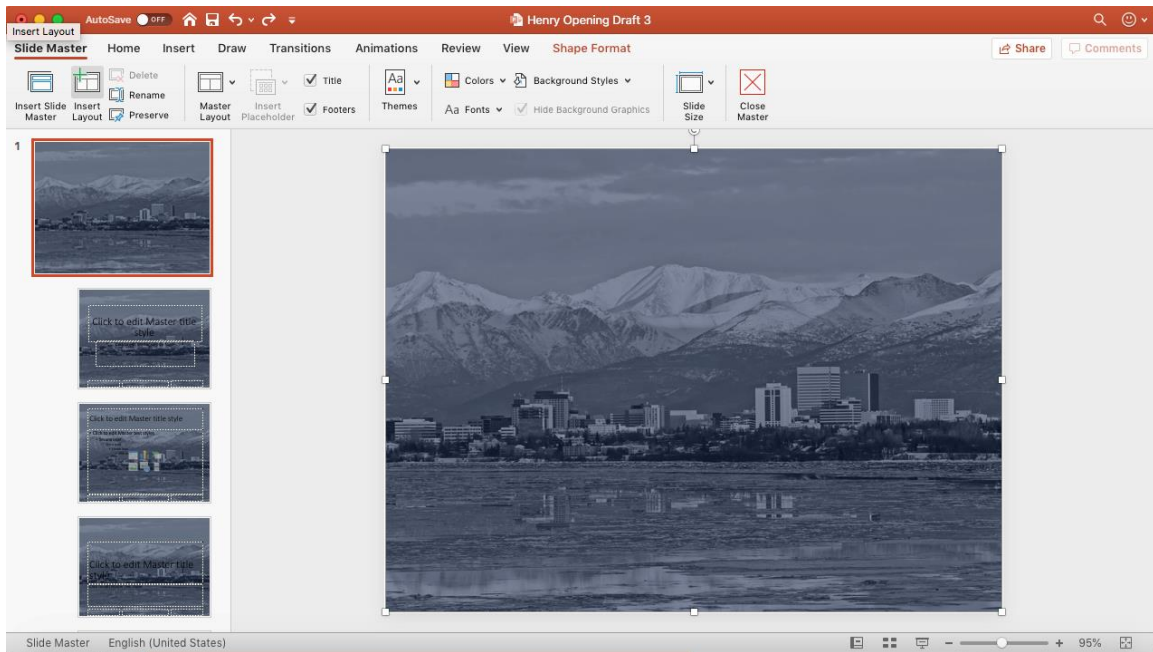
1 John Smithy, Municipality of Anchorage, et al. Opening Statement

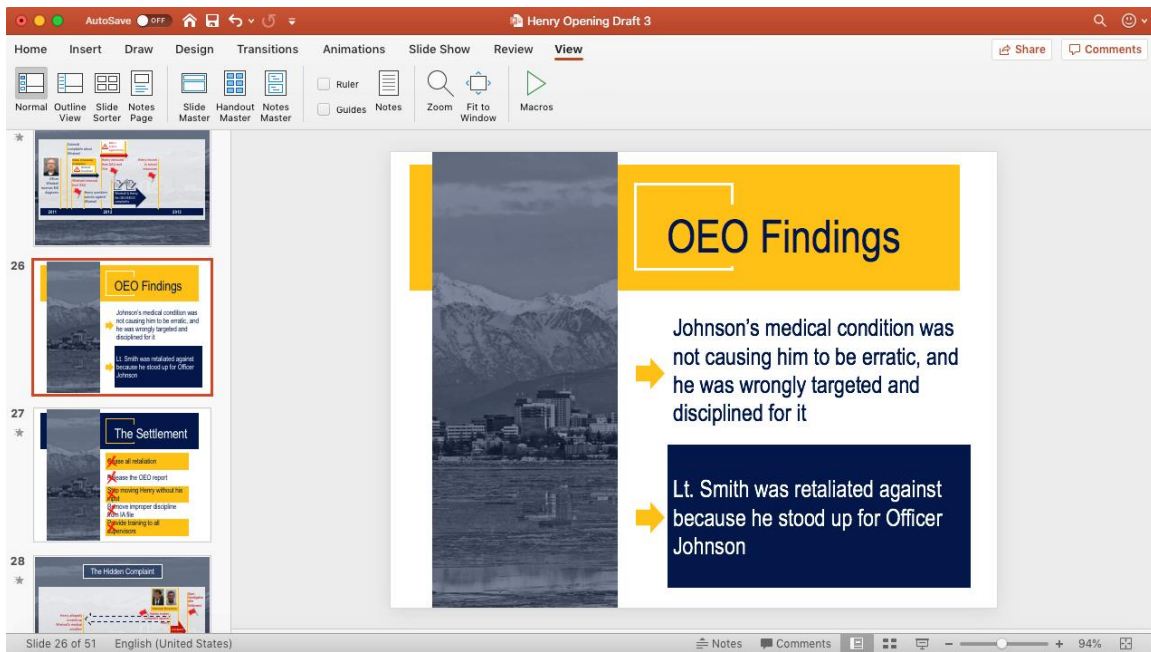
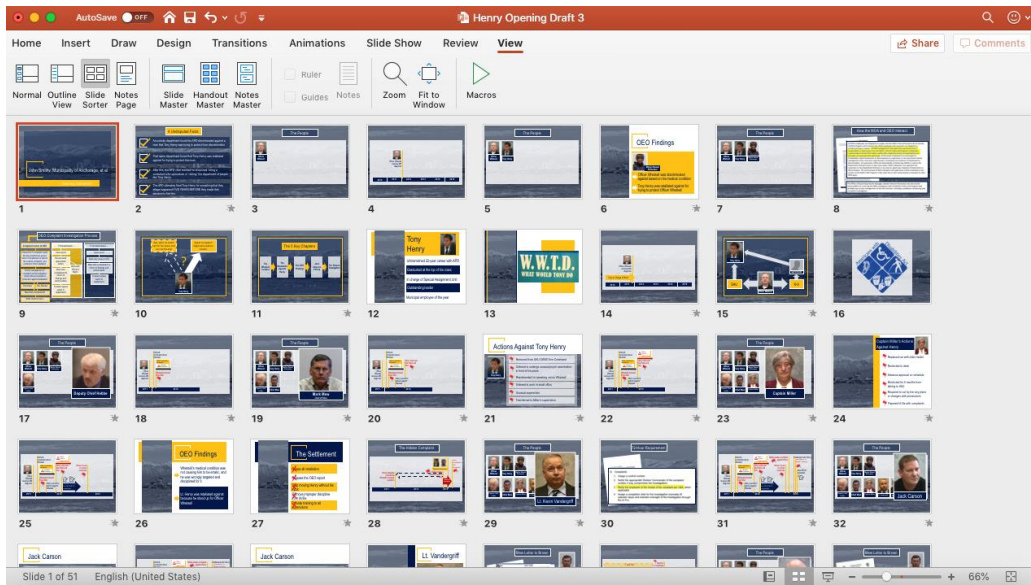
2 4 Undated Facts

3 The People

4

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Ruler Guides Notes Zoom Fit to Window Macros

29 The People

30 72-Hour Requirement

31

32 The People

Slide 30 of 51 English (United States)

Notes Comments

94%

72-Hour Requirement

D. Complaints:

1. Assign a control number.
2. Notify the appropriate Division Commander of the complaint (unless it may compromise the investigation).
3. Notify the employee of the receipt of the complaint per CBA, when applicable.
4. Assign a completion date for the investigation (normally 45 calendar days) and maintain oversight of the investigation through the IA Pro.

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29 The People

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31

32 The People

Slide 30 of 51 English (United States)

Notes Comments

94%

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1 2 3 4

4 Undisputed Facts

- ✓ An outside department found the APD discriminated against a man that Tom Smith was trying to protect from discrimination
- ✓ That same department found that Tom Smith was retaliated against for trying to protect that man
- ✓ After this, the APD chief testified he discussed hiring a consultant who specializes in "ridding" the department of people like Tom Smith.
- ✓ The APD ultimately fired Tom Smith for something that they allege happened FIVE YEARS BEFORE they made that decision to fire him.

Slide 2 of 51 English (United States) Notes Comments 94%

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Home Insert Draw Design Transitions Animations Slide Show Review View

Normal Outline View Slide Sorter Notes Page Slide Master Handout Master Notes Ruler Guides Notes Zoom Fit to Window Macros

30 31 32 33

72-Hour Requirement

Officer Johnson receives MS diagnosis

Schmister complains about Johnson

Habbie orchestrates investigation

Johnson removed from SAU

Smith questions actions against Johnson

Miller's Actions Against Henry

Smith removed from SAU and Vice

Habbie makes complaint against Smith

Smith moved to school resources

Johnson & Smith file OEO/EEOC complaints

Investigation of Habbie complaint

New EEOC complaint

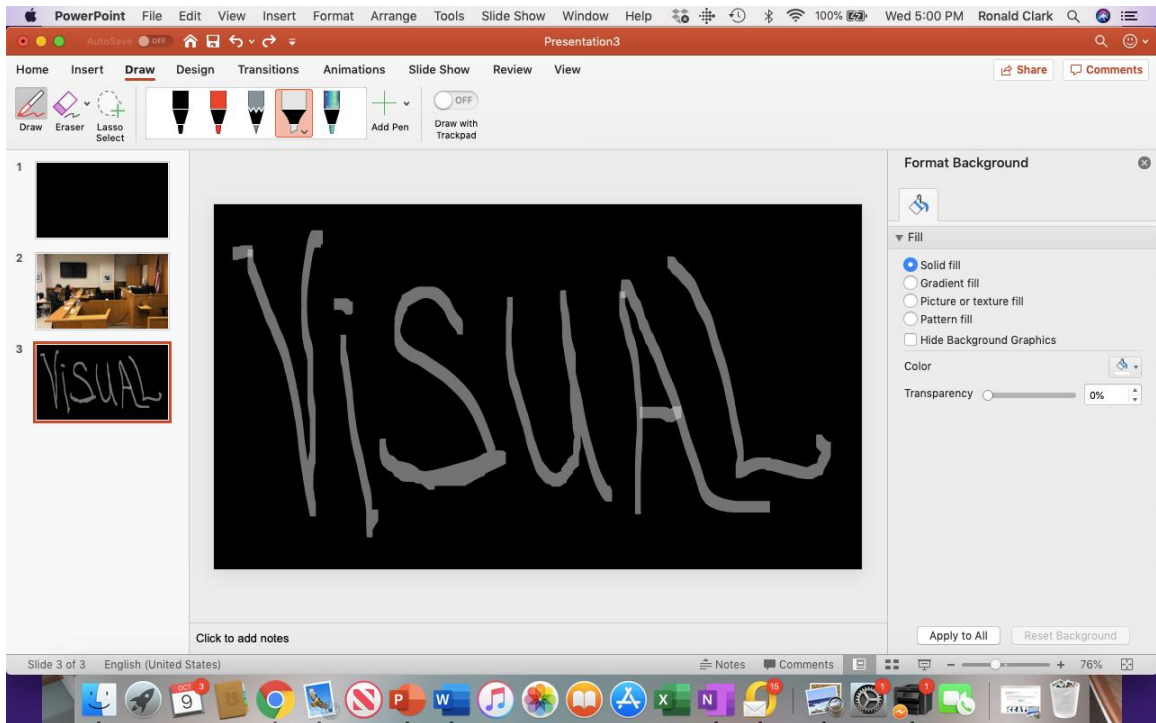
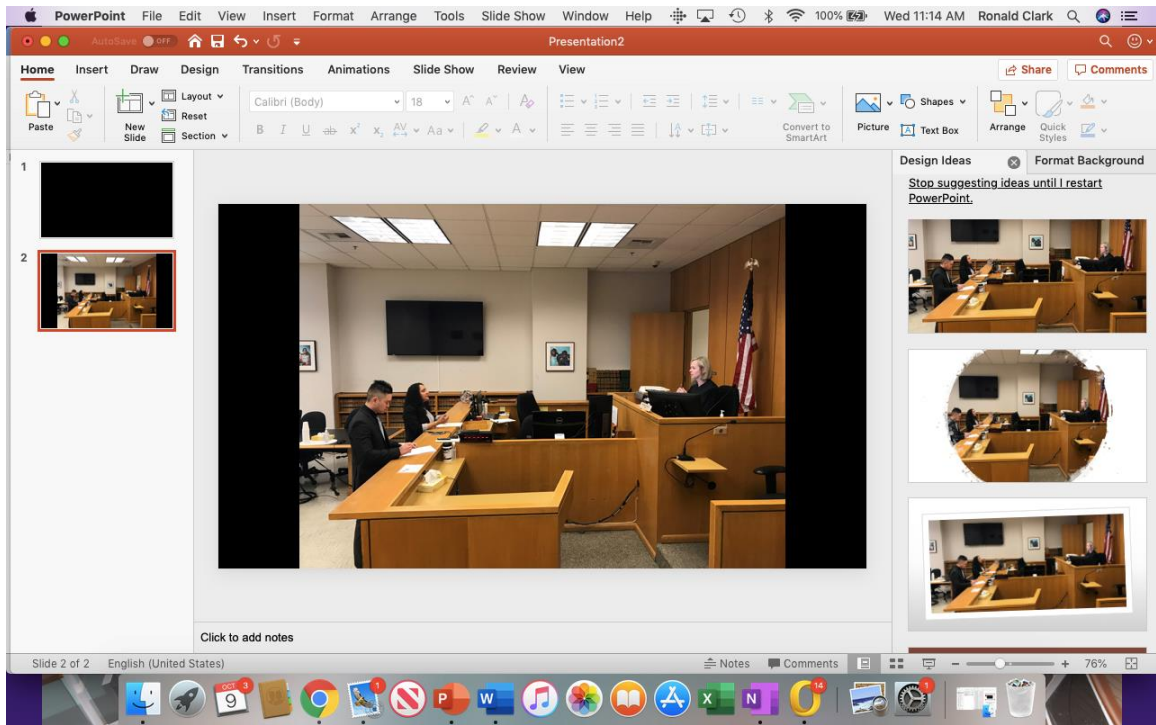
Settlement with Smith

2011 2012 2013

Jack Carson

Slide 31 of 51 English (United States) Notes Comments 94%

The following visuals are by an author.



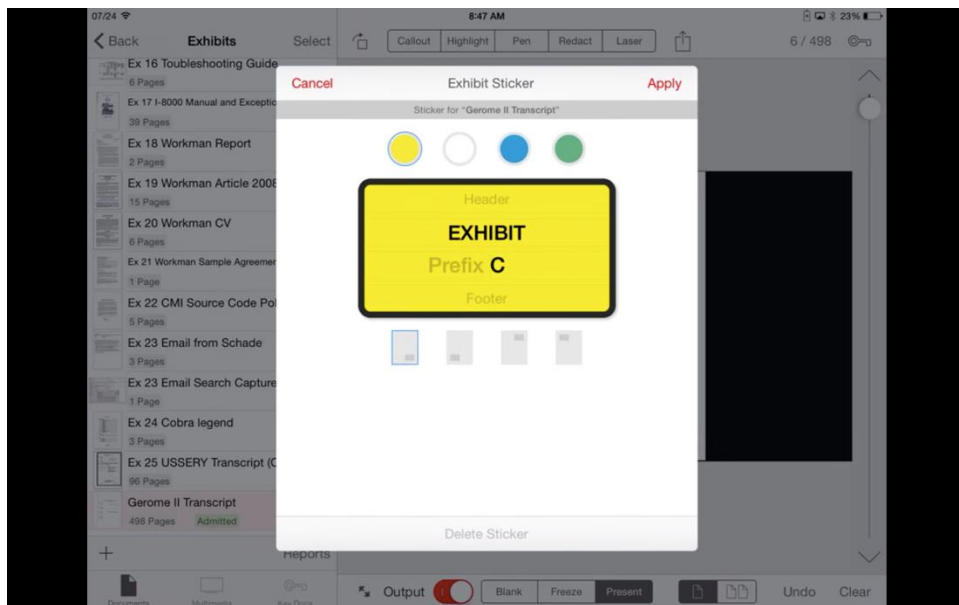
CHAPTER 14 TABLETS & LITIGATION APPLICATIONS



TrialPad



TrialPad



TrialPad

CHAPTER 15 HARDWARE & EFFECTIVE COURTROOM PRESENTATIONS



United States District Court, Western Washington Division, Seattle, Washington