

# Background Reading Material Favorites

Cross-Examination: Science and Techniques, Larry S. Pozner, Roger J. Dodd, The Michie Co., (1993) – See Supplements

The Methods of Attacking Scientific Evidence, Imwinkelried, Lexis Law Pub., (1997).  
3<sup>rd</sup> ed.

Effective Expert Testimony, David M. Malone, Paul A. Zwier, NITA Practical Guide Series, (2000)

Scientific Evidence Review: Admissibility and Use of Expert Evidence In The Courtroom, Cynthia H. Cwik, John L. North, Monograph No. 6, ABA Publishing, (2003)

## Books and Articles

### 2004

M.D. With A Mission, Terry Carter, ABA Journal, (August 2004).

Examining Witnesses, Michael E. Tigar, Edwin A. Mooers, American Bar Association, (2004).

### 2003

Cross-Examination: The Comprehensive Guide for Experts, Steven Babitsky, James J., Mangraviti, Seak, Inc., (2003).

### 2000

Art of Advocacy: Cross-Examination of Medical Experts. Marshall Houts. New York, NY: M. Bender, 1982-2000.

Forensic DNA Typing: Biology and Technology Behind STR Markers, by John M. Butler, Academic Press (2000).

The Comprehensive Forensic Services Manual: The Essential Resources, Steven Babitsky, James J., Mangraviti, Christopher J. Todd, Seak, Inc., (2000).

Qualifying & Attacking Expert Witnesses. Robert C. Clifford; edited by Kristin Olin and Tina Fife; production editing by Teresa Philbin. Santa Ana, CA: James Publishing Group, 1988-2000.

## **1999**

Expert Witnessing: Explaining and Understanding Science. Edited by Carl Meyer. Boca Raton: CRC Press, 1999.

The Expert Witness: More Maxims and Guidelines for Testifying in Court. Stanley L. Brodsky. Washington, DC: American Psychological Association, 1999. 1st ed.

## **1997**

An Introduction to DNA Analysis (2<sup>nd</sup> Ed.), by Inman and Rudin, CRC Press, Boca Raton, FL (1997).

Expert Witness Handbook: Tips and Techniques for the Litigation Consultant. Dan Poynter. Santa Barbara, CA: Para Pub., 1997. 2nd ed.

Expert Witnesses: Science, Medicine, and the Practice of Law. Carol A.G. Jones. Oxford: Clarendon Press, 1994.

How to Excel During Cross-Examination: Techniques for Experts that Work, Steven Babitsky, James J., Mangraviti, Seak, Inc., (1997).

Science in Evidence. D.H. Kaye. Cincinnati: Anderson Pub., 1997.

Scientific Evidence and Expert Testimony Handbook : a Guide for Lawyers, Criminal Investigators and Forensic Specialists. Ronald F. Becker. Springfield, IL: C.C. Thomas, 1997.

The Expert Witness Handbook: Tips and Techniques for the Litigation Consultant, Dan Poynter, (1997).

The Forensic Expert's Guide to Litigation: the Anatomy of a Lawsuit. Marc A. Rabinoff and Stephen P. Holmes. Danvers, MA: LRP Publications, 1996.

## **1996**

Evaluation of Forensic DNA Evidence, National Academy Press, (1996).

Mind over Murder: DNA and Other Forensic Adventures, by Jack Batten, McClelland & Stewart, (1996).

The Evaluation of Forensic DNA Evidence, National Research Council, National Academy Press, Washington, D.C. (1996).

And the Blood Cried Out: A Prosecutor's Spellbinding Account of the Power of DNA, Harlan Levy, Basic Books, (1996).

## **1995**

*DNA In The Courtroom: A Trial Watcher's Guide*, Eric Swenson, Howard Coleman, Genelex Press, (1995).

*Interpreting Evidence: Evaluating Forensic Science in the Courtroom*. Bernard Robertson and G. A. Vignaux. Chichester, West Sussex; New York: John Wiley & Sons, 1995.

*Expert: a Guide to Service as a Forensic Professional and Expert Witness*. Silver Spring, MD: Association of Soil and Foundation Engineers, 1995.

*Scientific Evidence in Civil and Criminal Cases*. Andre A. Moenssens. Westbury, N.Y.: Foundation Press, 1995. 4th ed.

## **1994**

*Examining Witnesses: Direct, Cross and Expert Examinations*, Roger Haydock, , John Sonsteng, West Publishing Company, (1994).

## **1993**

*Scientific Evidence Review*. Chicago, IL : American Bar Association, 1993.

## **1990**

*The First National Defense Symposium on DNA: Understanding, Challenging and Controlling the New Evidence of the 90's*. Washington, DC: National Association of Criminal Defense Lawyers, 1990.

*The Second National Defense Symposium on DNA: Understanding, Challenging and Controlling the New Evidence of the 90's*. Presented by the National Association of Criminal Defense Lawyers ; in cooperation with the National Legal Aid and Defender Association, the National Criminal Defense College and California Attorneys for Criminal Justice; materials compiled and edited by Barry C. Scheck, John Wesley Hall, Peter J. Neufeld. Washington, DC: National Association of Criminal Defense Lawyers, 1990. Rev. ed.

## **1987**

*Expert Witnesses: Criminologists in the Courtroom*. Edited by Patrick R. Anderson and L. Thomas Winfree, Jr. Albany, NY: State University of New York Press, 1987.

## **Journals**

*Forensic Science Communications*, <http://www.fbi.gov/hq/lab/fsc/current/index.htm>  
FBI's On-Line Journal.

The American Journal of Forensic Medicine and Pathology, Official Publication of the National Association of Medical Examiners, New York, N.Y., Raven Press.

The Expert and the Law, A Publication of the National Forensic Center, Princeton, N.J., The Center.

Journal of Forensic Sciences. Official publication of the American Academy of Forensic Sciences. Chicago, IL: Callaghan and Co.

Jurimetrics. Chicago, IL: Section of Science & Technology, American Bar Association, and the Center for the Study of Law, Science, and Technology of the Arizona State University College of Law.

Scientific Sleuthing Review. Washington, DC: Scientific Sleuthing. Sponsored by the Forensic Sciences Dept. of George Washington University.

Shepard's Expert and Scientific Evidence Quarterly, Shepard's/McGraw-Hill, Inc. P. O. Box 35300, Colorado Springs, CO 80935-3530

## Law Review Articles

35 California Western Law Review 313. Spring 1999. (Cal. W. L. Rev.), *Scientific Experts: Making Their Testimony More Reliable*. Marilee M. Kapsa and Carl B. Mayer.

54 University of Miami Law Review 317. January, 2000, (U. Miami L. Rev.), *The Expert Witness Predicament: Determining 'Reliable' Under the Gatekeeping Test of Daubert, Kumho, and Proposed Amended Rule 702 of the Federal Rules of Evidence*. Michael H. Graham.

70 Florida Bar Journal 44. July/August 1996. *The Care and Feeding of an Expert Witness*. Judge Seymour Benson.

## Web Sites

### Experts:

[http://www.ipt-forensics.com/journal/volume13/j13\\_2\\_3.htm](http://www.ipt-forensics.com/journal/volume13/j13_2_3.htm)

Nelson, Eric L., *Testimonial Minefield: An Overview of Interrogation Techniques Utilized by Attorneys During Adversarial Questioning and Cross-Examination*, (2003).

<http://www.mycoted.com/index.htm>

Helps you “think outside the box” about what expert to use.

<http://expertpages.com>

“The Original and Leading Internet Directory of Expert Witnesses.”

[http://www.cdcaruso.com/crossexperts\\_litigation\\_article.htm](http://www.cdcaruso.com/crossexperts_litigation_article.htm)

Good article – civil cases but applicable to criminal as well.

### Standards for Testing:

[www.nap.edu/readingroom/books/DNA](http://www.nap.edu/readingroom/books/DNA)

National Research Council’s Evaluation of Forensic DNA Evidence II.

[www.for-swg.org/swgdamin.htm](http://www.for-swg.org/swgdamin.htm)

This is the SWGDAM web site – the DNA Advisory Board.

<http://www.fbi.gov/hq/lab/fsc/current/index.htm>

US Department of Justice’s publication Forensic Science Communications – the FBI’s journal.

[www.fbi.gov/hq/lab/fsc/backissu/oct2000/fung.htm](http://www.fbi.gov/hq/lab/fsc/backissu/oct2000/fung.htm)

Interpreting DNA Mixtures based on the NRC-II Recommendation 4.1.

[www.fbi.gov/hq/lab/fsc/backissu/oct2001/kzinski.htm](http://www.fbi.gov/hq/lab/fsc/backissu/oct2001/kzinski.htm)

Training Guidelines from SWGDAM.

[www.fbi.gov/hq/lab/fsc/backissu/jan2001.htm](http://www.fbi.gov/hq/lab/fsc/backissu/jan2001.htm)

Quality Assurance Audit Document.

[www.fbi.gov/hq/lab/fsc/backissu/april1999/presley.htm](http://www.fbi.gov/hq/lab/fsc/backissu/april1999/presley.htm)

The FBI Laboratory ASCLD/LAB Accreditation

[http://www.fjc.gov/EVIDENCE/science/sc\\_ev\\_sec.html](http://www.fjc.gov/EVIDENCE/science/sc_ev_sec.html)

Federal Judicial Center’s “Reference Manual on Scientific Evidence.”

[www.ojp.usdoj.gov/nij/dna/welcome.html](http://www.ojp.usdoj.gov/nij/dna/welcome.html)

This is the web site for the National Commission on the Future of DNA.

## DNA Related Web Sites:

<http://www.pnas.org/>

These are the proceedings of the National Academy of Sciences.

<http://www.fbi.gov/hq/lab/fsc/current/search.htm>

Journal of Forensic Science.

[www.corpus-delecti.com/DNA.html](http://www.corpus-delecti.com/DNA.html)

On-line forensic bookstore.

[www.law.asu.edu/personal/kaye/pubs/p\\_dna.html](http://www.law.asu.edu/personal/kaye/pubs/p_dna.html)

Lists DNA evidence publications.

[www.ncjrs.org/txtfiles/dnaevid.txt](http://www.ncjrs.org/txtfiles/dnaevid.txt)

“Convicted by Juries, Exonerated by Science: Case Studies In The Use of DNA Evidence To Establish Innocence After Trial.”

## How the Test is Performed:

<http://www.appliedbiosystems.com/>

This is where you can find all of the Genescan and Genotyper User Manuals and the Reference Guides for the 310 Genetic Analyzer and it's User Manual.

<http://science.kennesaw.edu/~rrascati/forensics/strprotocols.htm>

This site has STR protocols and other information from ABI and Promega.

[www.shpromega.com.cn/tmd004.html](http://www.shpromega.com.cn/tmd004.html)

This is the GenePrint STR System Technical Manual.

[www.promega.com/tbs/tmd004/tmd004.html](http://www.promega.com/tbs/tmd004/tmd004.html)

This is the GenePrint STR Tests (Silver Stain) Technical Manual.

[www.promega.com/profiles/302/302\\_03/](http://www.promega.com/profiles/302/302_03/)

This is the GenePrint PowerPlex 2.1 System for the FBI Selection of Thirteen CODIS Core STR Loci and the Seven Standard STR Loci for ENFSI.

[www.promega.com/tbs/TMD012/TMD012.html](http://www.promega.com/tbs/TMD012/TMD012.html)

This is the Abstract for PowerPlex 16 System by Promega.

[www.promega.com/geneticidentity/datasheets/power.html](http://www.promega.com/geneticidentity/datasheets/power.html)

This is the PowerPlex 1 and 2 Systems by Promega.

## Statistics:

[www.fbi.gov/hq/lab/fsc/backissu/july1999/budowle.htm](http://www.fbi.gov/hq/lab/fsc/backissu/july1999/budowle.htm)

This site lists the population statistics for the 13 CODIS STR loci – if it won't be called up to this web address, go back to the current issue of FSC and search "13 CODIS" and this will come up.

[www.fbi.gov/hq/lab/fsc/backissu/jan2001/budowle.htm](http://www.fbi.gov/hq/lab/fsc/backissu/jan2001/budowle.htm)

This is Budowle's response to Weir's Article – if it won't be called up to this address, go back to the current issue of FSC and do a search for "Budowle."

## Checking Out the C.V.

[www.criminalistics.com/ABC/](http://www.criminalistics.com/ABC/)

This is the web site for the American Board of Criminalistics. Most crime lab DNA technicians belong to this Board and their web site provides useful information about what it means to be a member.

[www.ascl-d-lab.org/index.html](http://www.ascl-d-lab.org/index.html)

This is the web site for the American Society of Crime Lab Directors.

[www.promega.com/geneticidproc/](http://www.promega.com/geneticidproc/)

Contains all of the materials from the 11<sup>th</sup> symposium – and can find the link to all training done through Promega.

<http://www.afip.org/Departments/oafme/dna/protocol1.htm>

This is the site for the Armed Forces DNA Identification Lab – you can request protocols and they are a provider of proficiency tests for DNA labs across the country.

## What Are the Prosecutors Doing?:

<http://denverda.org/legalResource/legalresource.htm>

This is the Denver District Attorney's "DNA Litigation Legal Support Page" – as you can imagine, the support offered was not for defense attorneys.

## DNA Graphics:

[www.accessexcellence.org/AB](http://www.accessexcellence.org/AB)

This is the web site of the National Health Museum. Click on either Biotech Applied or Graphics Gallery for great photos of DNA.

<http://vector.cshl.org/resources/BiologyAnimationLibrary.htm>

This is a great resource for DNA animation – very useful to help visualize DNA and also useful to teach others about DNA.

[www.genelex.com/commonhtmls/dnarchive.html](http://www.genelex.com/commonhtmls/dnarchive.html)

This is an archive of sequence typing, DNA in the Courtroom and has an excellent power point slideshow.

<http://dna-view.com/downloads/info.html>

This site contains more DNA graphics.

[www.cstl.nist.gov/div831/strbase](http://www.cstl.nist.gov/div831/strbase)

Click on Learn more about STR and it has a powerpoint slideshow.

[www.genelex.com/paternitytesting/paternitybook.html](http://www.genelex.com/paternitytesting/paternitybook.html)

This site has a really good slideshow that explains the basics of DNA and it also has many usable graphics.

[www.lts.mvm.ed.ac.uk/forensic/](http://www.lts.mvm.ed.ac.uk/forensic/)

This site has a good powerpoint slideshow.