

## Preparing for Questioning

Part of the litigation process involves giving oral evidence called questioning (formerly called “examinations for discovery”).

Many clients become anxious about this process.

Questioning allows us to get an understanding of the other side’s story. It also gives us an idea of what the other party will say if they testify at any future trial.

### **How to Prepare for Questioning:**

- 1) Review all of your records and documents involved in your legal case
- 2) Review any previous statements you have made

### **Things to Keep in Mind:**

- 1) You must always tell the truth (you are under oath)
- 2) Never guess or estimate
- 3) Pause before you answer a question and ask yourself:
  - Did I understand the question?
  - Do I know the answer?
- 4) If you did not understand the question you can ask the other lawyer for clarification

5) If you do not know the answer to a question, tell that to the lawyer who is questioning you. (There may be times when you simply do not know the answer to the question they are asking you. Do not feel obligated to give an answer if you do not have one.).

6) Try to keep your answers brief.