Table of Contents

Acknowledgments	13
Preface	X
Chapter 1: What Is a Deposition?	1
Chapter 2: What Is the Purpose of a Deposition?	5
Goals	6
Uses	7
Chapter 3: The Rules	17
Chapter 4: The Underlying Documents,	
Discovery, and Pleadings	29
Chapter 5: Defending a Deposition	37
1. Tell the Truth	38
2. What to Expect at the Deposition	38
3. Know What the Witness Will Say	41
Chapter 6: Taking a Deposition	51
The Nonparty Fact Witness	51
The Party Witness	55
Chapter 7: Eliciting the Facts	59
The Leave-No-Stone-Unturned Approach	59
The Bad-Facts-Only Approach	62
Just-the-Relevant-Facts Approach	63
Chapter 8: Stupid Questions	67

Chapter 9: Dealing with the Rambo Opponent	73
1. Don't Argue	74
2. Don't Get Mad	75
3. Put a Statement on the Record	75
4. Get Help	75
Chapter 10: Dealing with the Problem Witness	83
How to Deal with the Long Talker	84
How to Deal with the "Valley Girl" Witness	85
How to Deal with the Condescending Witness	86
How to Deal with the Lying Witness	88
Rein in the Witness	89
Withdraw from Representation	89
Chapter 11: Deposing the Expert	99
Chapter 12: Video Depositions	109
Chapter 13: After the Deposition	117
Chapter 14: Ethical Issues	127
About the Author	139
Index	141