

# SAMPLE SLIDES FOR MEDIATION

SLIDES CAN BE USEFUL AT MEDIATION AND THEN USED AGAIN AT TRIAL SHOULD YOUR CASE NOT BE RESOLVED BEFORE TRIAL. USING GRAPHIC SLIDES TO OUTLINE DATES/EVENTS AND FACTS IS BENEFICIAL FOR SIMPLIFYING YOUR CASE AND POINT.

*JURIES AND JUDGES WILL REMEMBER THESE EVENTS BASED ON COLOR SCHEMES, SHAPES AND SIZES.*

**BEACON LITIGATION CONSULTANTS** CAN REVIEW YOUR DOCUMENTS, PREPARE SLIDES AND HELP GET YOU READY FOR A FAVORABLE RESOLUTION.

**SCROLL FOR SAMPLES...**

# Presentation of Impeachment Testimony

**Deposition Excerpts**



**Contractual Agreement Excerpts**



# Jane Joe: ADHD DIAGNOSIS and SYMPTOMS

## ***What Is ADHD?***

*Attention-deficit/hyperactivity disorder (ADHD) is a chronic condition that affects millions of children and often persists into adulthood. ADHD includes a combination of problems, such as difficulty sustaining attention, hyperactivity and impulsive behavior. Some people never completely outgrow their ADHD symptoms. But they can learn strategies to be successful. Treatment involves medications and behavioral interventions.*

*Definition provided by Mayo Clinic*

## ***Clinical Symptoms of ADHD:***

- Difficulty paying attention*
- Frequently daydreaming*
- Difficulty following through on instructions and apparently not listening*
- Frequently has problems organizing tasks and activities*
- Frequently forgetful and loses needed items*
- Frequently fails to finish schoolwork, chores or other tasks*
- Easily distracted*
- Frequently fidgets or squirms*
- Excessively talkative*
- Frequently interrupts or intrudes on others' conversations or games*
- Frequently has trouble waiting his or her turn*
- Occurs more often in males*

*Symptoms provided by Mayo Clinic*

## ***Clinical Symptoms of ADHD:***

- Becoming easily distracted and jumping from activity to activity*
- Becoming bored with a task quickly*
- Difficulty focusing attention or completing a single task or activity*
- Losing things*
- Trouble completing tasks*
- Not listening or paying attention when spoken to*
- Daydreaming or wandering with lack of motivation*
- Difficulty processing information quickly*
- Struggling to follow directions*
- Fidgeting or squirming, having trouble sitting still*
- Non-stop talking*
- Touching or playing with everything*
- Difficulty doing quiet tasks or activities*
- Impatience*
- Acting without regard to consequences, blurting things out*

*Symptoms provided by National Alliance on Mental Health*

# Stages of Adolescent Development

Late Adolescence  
(Approx 17-19 years)

## ***Movement Toward Independence***

1. Firmer identity
2. Ability to delay gratification
3. Ability to think ideas through; ability to express ideas into words
4. More developed sense of humor
5. Stable interests
6. Greater emotional stability
7. Ability to make independent decisions
8. Ability to compromise
9. Pride in one's work
10. Self-reliance
11. Greater concern for others

*Provided by Stages of Adolescent Development,  
Research Facts and Findings, May 2004*

Late Adolescence  
(Approx 17-19 years)

## ***Future Interests and Cognitive Development***

1. More defined work habits
2. Higher level of concern for the future
3. Thoughts about one's role in life

*Provided by Stages of Adolescent Development,  
Research Facts and Findings, May 2004*

Late Adolescence  
(Approx 17-19 years)

## ***Ethics and Self-Direction***

1. Capable of useful insight
2. Stress on personal dignity and self-esteem
3. Ability to set goals and follow through
4. Acceptance of social institutions and cultural traditions
5. Self-regulation of self esteem

*Provided by Stages of Adolescent Development,  
Research Facts and Findings, May 2004*

# Jane Joe: ACCIDENTS (sample, facts/dates changed)

4/2004	Hit by car while riding bicycle, age 17, hospitalized 3 days. Surgery femoral rod insertion. Result: Head injury - verify medical records. Auto 25 mph. Up on hood and through windshield. No LOC. Med Hx Concerta and Ritalin stopped 4 mos ago due to SI. ADHD and depression reported. CT head, CT spine, chest, pelvis, abdomen. Able to give guardian contact info, able to converse with guardian and ER doctor.
1/2012	Flipped car 4x, single auto MVA, friend injured, pltf was driver, sought psych care for PTSD from the event. Brief LOC, immediately returned. CT head, chest. Closed head injury.
6/2013	Hit by truck. EMS arrives, conscious, standing, denies neck or back pn, no recall being struck, bruises, abrasions, moderate distress, brief LOC
6/2014	ER: Riding motorcycle, helmeted driver; hit by vehicle moving approx 15 mph; 1.5 hrs prior; refused medical attn at scene; hit head, no LOC; ambulatory at scene; states has a hx of CHI and brain bleed before; denies pn. No contusion, no bruise, no cervical/lumbar pn. Lives at home, drug use. Impression: Head injury. <i>[PH recs, not mentioned at depo 3 mos later]</i>
10/2014	Accident on bicycle where he ran missing stop sign and hit vehicle, went into windshield, no recall date. Abrasions. <i>[depo p. 1]</i>
4/1/2015	MVA - Passenger

Jane Joe: DEPO TESTIMONY 6/10/2016  
*Testifies As to Accidents After 9/1/13 (Impeachment)*

Q: Have you had any other accidents, other than the 2 we've talked about and, of course the one we're here for today?

A: Yes.

Q: And what happened in that?

A: I was leaving a friend's house in Covington and took a corner to ride and ran into a vehicle, on a bicycle.

Q: You were riding a bicycle?

A: Uh-huh. Yes, sir.

Q: And when did that occur?

A: I cannot remember the exact date but it was before Thanksgiving.

Q: This year?

A: Yes, sir.

Q: Or last year, 2014

A: Yes, sir.

Q: Any other accidents that we haven't talked about?

A: No.

Q: Any other injuries for which you sought medical treatment?

A: No

Q: Other than Johns Hospital, and the 2 hospitals in Mississippi is there any hospital where you've gone to in your life?

A: LSU

Q: Before the accident we're here for today, you said you went to 2 hospitals in Mississippi and Shumpert here, and then LSU here in Shreveport. Is there any other hospitals that you can think of that you've been to?

A: No [Depo pp. 6-100]

[Con't next slide]

*(sample slide, facts/dates changed)*

Jane Joe: DEPO TESTIMONY 6/10/2016  
Testifies As to Accidents After 9/1/13 (*Impeachment*) *con't*

Q: After the accident at Jonesmart, did you have any other kind of injuries or accidents whether car accident, slip and fall, something like that?

A: Outside of me hitting a 2nd car on the bicycle coming from friend's house, no. [depo p. 2]

Q: Was there ever an incident, any kind of fall at your house?

A: There was one.

Q: When was that?

(*sample slide, facts/dates changed*)

A. I want to say it was possibly 3 weeks after the accident. [depo p. 4]

Q: What happened?

A: Stood up too fast to get off bed, tripped over dog, tried to catch self on chair outside room and over compensated.

IMPEACHMENT (DENIES OTHER ACCIDENTS AND ASKED ABOUT HOSPITALS, REPEATEDLY):

Parish Hospital:

09/3/13 ER: Riding bike, helmeted driver; hit by vehicle moving \_\_\_\_mph; \_\_\_\_hrs prior; refused medical attn at scene; hit head, no LOC; PERL; ambulatory at scene; states has a hx of CHI and brain bleed before; denies pn.

Exam: No contusion, no bruise, *no cervical/lumbar pn; none tender.*

PSH: RT femur rod.

Social: Lives at home; drug use

Impression: Head injury

Occurred 2 mos before depo and 1 mo before the accident testified about @ depo p. 1. Also failed to mention Parish Hospital. Appears to have tried to hide fall above [depo p. 9].

# Jane Joe: Fell At Home

(sample, facts/dates changed)

***No Hx of Hip Complaints***

4 wks post DOI: Stood up too fast to get off bed, tripped over dog, tried to catch self on wall outside room and over compensated, fell onto floor in hallway. No injuries.

**1/6/13** Dr. Joe:  
Gradually improving. RT rib pn from recent trip and fall onto floor in hallway at home. Now working daily and having PT. RTC 2 wks

**10/7/13** Dr. Joe:  
RT knee somewhat swollen, no specific injury since DOI. Inflammation, possible infection of RT knee; no crepitus or instability; x-ray nl; MD feels due to MVA and being on feet at work.



# JANE JOE: DOI 1/22/13 - NO HOSPITAL ADMISSION

**EMS:** Conscious, denies neck or back pn, no recall being struck, bruises, abrasions, moderate distress, standing, reports pain 4/10.

*(sample, facts/dates changed)*

**ER:** Transported to LSU. Remembers seeing headlights and others standing around him. LOC. C/o pn RT shoulder, road rash. Denies back pn. Oriented x3, no distress. Lumbar, back w/o evid of injury. Neurological gait nl, no sensory defects, speech nl, mood anxious. CT neg for pathology per radiology.

**ER D/C:** Neuro negative for dizziness, weakness, lightheadedness, numbness, headaches, confusion.

**DX:** Closed head injury, shoulder pn, bruising. Discharged.

*(sample, facts/dates changed)*

## **JANE JOE: DOI 1/22/13 *Negative for Dizziness, HA, Confusion***

**1/2/13 ER: Neuro negative for dizziness, weakness, lightheadedness, numbness, headaches, confusion. Glasgow Coma Scale eye sub score 4, verbal 5, motor 6 for total 15 (highest score); CT head/C spine neg for acute pathology. DX: Closed head injury, shoulder pn, bruising.**

**10/2/13 Dr. Joe:  
No more problems with dizziness; feels thinking and mental capacity back to normal**

**(DATES/FACTS/NAMES  
HAVE BEEN CHANGED)**

**Denies any current dizziness or headaches**

***[Pltf depo p. 5, 1/2/14]***

**(DATES/FACTS/NAMES  
HAVE BEEN CHANGED)**

# Jane Joe

No documentation or history of Jane Joe attempting to enroll or attend vocation or college either before or after the incident.

In fact, Ms. Joe squandered the opportunities the United States of America provided to him at no cost to her.

***(DATES/FACTS/NAMES HAVE BEEN CHANGED)***

## Jane Joe: Scholastic/Adolescent Behavior

[illegible]

## Jane Joe: Timeline of Events Surrounding Event

[illegible]

# Jane Joe

## Driver Assessment at Rehab Center

1/21/15 OT Progress Notes:  
Driver assessment, pleasant and cooperative. Last drove 9/20-13. Surgeries denied. Has valid DL. Put forth good effort, "Appeared to put forth good effort on all areas assessed and the results are felt to be valid representation of current functional ability."

Result: Low risk, moderately aggressive prudent driver

1/6/15 "A re-certification, which is going to result in a piece of paper saying my brain injury has no limitations on my ability to drive." Test will be at Touro. Agrees test is certifying you or not as brain injury resolved. (Depo p. 5)

# Jane Joe: Reported Pain Post DOI - *(DATES/FACTS/NAMES HAVE BEEN CHANGED)*

DATES	Pn neck and back, road rash (ER)
1/1/10	Pn back and chest, tenderness bil shoulder and hips (Dr. Smith)
1/1/10	No HA, neck feels fine; main c/o back and LT lat chest pn (Dr. Black.
2/1/10	Stiffness/tenderness RT shoulder (Dr. Smith Pn RT shoulder, lumbar spine. Inc Pn w/recreational activities. Currently 4/10; 4/10 best; 7/10 worst. (PT Records)
3/1/10	PT: No pn scale reported. (PT Records)
4/1/10	PT: Pn 3/10 (PT Records)
5/1/10	PT: No pn scale reported. (PT Records)

## TRIP/FALL AT SCHOOL

6/1/10	RT rib pn, recent trip and fall onto floor of hallway. Moderate tenderness RT chest. (Dr. Smith)
7/1/10	RT knee somewhat swollen
8/1/10	PT: No pn scale reported. No mention of knee pn. (PT Records)
9/1/10	PT: Pn 2/10 ribs (PT Records) <i>(DATES/FACTS/NAMES HAVE BEEN CHANGED)</i>
10/1/10	PT: No pn scale reported. (PT Records)
11/1/10	PT: No pn scale reported. (PT Records)
12/1/10	Works on feet all day, in pn w/stair climbing; 0/10 now; 1-2/10 w/walking, walks unassisted w/reciprocal gait
13/1/10	Denies current numbness, pain, weakness due to fall.
14/1/10	Not on pain meds, c/o burning sensation in legs sitting long periods of time, denies motor/sensory problems

# Jane Joe: Reported Pain Post DOI (con't)

DATES	PT: Pn 0/10 (PT Records)
	PT: D/c pn free (PT Records)
	RLC: PT Assessment. Good RT shoulder strength 4+/5 and pn 2-4/10 w/strenuous exercise. No c/o during testing. Demonstrates normal strength, ROM. Able to perform high level balance activities inc activities requiring inc speed, single leg stance and alternating UE/LE activities independently and effective use of balanced strategies; good endurance w/o signs of fatigue after treadmill ambulation at 3.5/4 mph; sensation intact/equal all ext; no direct PT needed.
	RLC: C/o RT shoulder hurting
	RLC: C/o shoulder hurting
	RLC: Eval: RT shoulder occasional pain; RT shoulder exam neg w/mild impingement; Tylenol/Aleve prn.
	WMS-IV Test: No elevated c/o pain. Reports only moderate peak pain of 5/10 and perceives as easy to tolerate.
	Dr. Smith: Reports pain in shoulder 5/10 1 day per weeks.
	<b>MOTORCYCLE ACCIDENT</b>
	ER: Riding motorcycle, helmeted driver hit by vehicle moving approx. 15 mph 1 ½ hours prior. Refused medical attention at the scene. Hit head. No LOC. Ambulatory at scene. States has a hx of CHI and brain bleed before. DENIES PAIN. No contusion, no cervical/lumbar pain
	<b>BICYCLE ACCIDENT, INTO WINDSHIED OF AUTO</b>
	Ran missing stop sign on bicycle and hit vehicle, went into windshield. Airbags deployed.
	<i>(DATES/FACTS/NAMES HAVE BEEN CHANGED)</i>



## Jane Joe

“Prior to accident...at little things;  
since accident reports not getting  
angry, ‘it’s not in me  
anymore.’” [RLC]

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# JANE JOE: *I'M FINE, NO COMPLAINTS*

“No problems aside occasional back and shoulder pains.” Worked until going into Rehab Facility (RLC) at suggestion of her attorney. Worked 12 shifts for couple of weeks post incident with no complaints. *[depo p. 4-5]*

Denies problems completing job duties after returning to work post incident, before RLC. *[depo p. 4]*

“Nothing I used to do that I cannot still do.” Denies accident affecting his life except for few speech problems w/ difficulty finding the right word and “few back problems and RT shoulder problems.” Denies being aware of any other injuries.  
*[depo p. 5]*

Able to do her job at RLC w/out any problems. Last medical treatment was at RLC. *[depo p. 4]*

“I have not really noticed any other cognitive problems.” Denies any current dizziness, HA, or any conditions other than neck and shoulder. *[depo p. 5]*

1/2/13 Pn 0/10 at PT and reports feeling good *(DATES/FACTS/NAMES HAVE BEEN CHANGED)*

10/3/13 PT D/C: Pn free per report; progressed very well, improved ROM and strength; does not require skilled PT services now. Goals met as set on admit.

1/6/13 Back is hurting, but has been since “flipped the blazer”, got used to it; did not get worse post accident.

Reports to Dr. Smiths that he feels the same as before the accident. *[depo B. Smith, MD]*

Jane Joe: WORK HISTORY POST MILITARY

DATE	EMPLOYMENT	DUTIES	GROSS WAGES BY YEAR
			\$17,765
			\$22,662
			\$27,297

## Jane Joe: History of Attitude and Behaviors

[illegible]