

Jury Selection in Employment Litigation: Preparing for Voir Dire, Identifying Bias, Leveraging Strikes

08.17.2023 | 1:00 PM - 2:30 PM EDT

Event Sponsor: Strafford

This CLE course will provide employment litigators with strategic techniques for jury selection. The panel will offer tips for using social media and questionnaires, weeding out jurors, dealing with tainted jurors, and avoiding common mistakes during voir dire.

Description:

Strategic jury selection is a critical element in the outcome of trials on employment claims. Prospective jurors in employment litigation usually have strong values and preconceived ideas based on their own experiences regarding the employer-employee relationship. These beliefs may impact how a juror views a case.

By using tested jury selection techniques, including questions designed to elicit jurors' attitudes towards employers, employment litigators can develop insights into potential jurors and weed out those they don't want on the jury at trial.

Listen as our authoritative panel discusses successful techniques in preparing for voir dire, eliciting potential biases among prospective jurors, and selecting a jury that will be most open to supporting your clients' position.

Outline:

1. Use of themes in jury selection
2. Effective questioning to determine biases and identify who to strike
3. Use of juror questionnaires
4. Dealing with a tainted jury panel
5. Pros and cons of using social media in jury selection

Benefits:

The panel will review these and other high priority issues:

- What techniques can employment litigators use to increase the relatability of an employer by potential jurors during jury selection?
- What types of open-ended questions elicit biases of potential jurors?

- How can employment litigators precondition jurors to fundamental themes in their case during voir dire?

Speakers:

- Stephen Fox: Partner, Sheppard Mullin
- Casey Erick: Shareholder, Cowles & Thompson

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Attorneys

Stephen E. Fox

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