

Index

ACCIDENT RECONSTRUCTION EXPERT

Generally, **8:1 et seq.**
Acknowledgment of other experts, **8:88**
Admissibility of evidence
 generally, **8:40 et seq.**
 automobile accident evidence, **8:41**
 aviation accident evidence, **8:42**
 computer-generated evidence, **8:45**
 demonstrative evidence, **8:44**
 human factors evidence, **8:43**
Alternative schools of professional
 thought, **8:89**
Associations and affiliations, **8:56, 8:86**
Attacking documents, records, exhibits
 and demonstrative evidence, **8:111**
Attorneys, relationship to, **8:91**
Automobile accident, **8:22, 8:41, 8:72**
Aviation accident, **8:42, 8:73, 8:112**
Basis for opinion, **8:110 to 8:112**
Bias, **8:60, 8:90 to 8:92**
Calculations prepared by expert, **8:32**
Certifications, **8:54, 8:85**
Computer-generated evidence, **8:45**
Computer, reconstruction by, **8:13**
Consultation with others, **8:65, 8:107**
Cross-examination, generally, **8:80 et seq.**
Definitions and terminology, **8:70**
Demonstrative evidence, **8:33, 8:44, 8:68, 8:111**
Direct examination, generally, **8:50 et seq.**
Discovery, **8:27**
Education, **8:53, 8:83**
Electrical accident reconstruction, **8:23**
Examination or inspection, **8:66, 8:105**
Exhibits, **8:68, 8:111**
Experience, **8:55, 8:84, 8:90**
Experiments, **8:67, 8:106**
Facts, introduction to, **8:61, 8:101**
Fees, **8:92**

ACCIDENT RECONSTRUCTION EXPERT—Cont'd

Governmental agencies involved, **8:69**
Human factors evidence, **8:43**
Hypothetical questions and examples,
 8:71
Identification, **8:51, 8:81**
Knowledge about facts, sources of, **8:62, 8:103**
Licenses, **8:52, 8:82**
Locating expert, **8:11**
Opinion, basis for, **8:110 to 8:112**
Opinion testimony, generally, **8:70 to 8:73**
Parties, relationship to, **8:91**
Past experience as expert, **8:90**
Photographs of accident site, **8:24**
Physical evidence, **8:66, 8:105**
Preliminary conference with expert,
 8:25
Preparation for testimony, generally,
 8:60 et seq., 8:100 et seq.
Pretrial involvement
 generally, **8:20 et seq.**
 automobile accident reconstruction,
 8:22
 discovery, **8:27**
 electrical accident reconstruction,
 8:23
 photographs of accident site, **8:24**
 preliminary conference with expert,
 8:25
 trial preparation of expert, **8:26**
Pretrial report
 generally, **8:30 et seq., 8:102**
 calculations prepared by expert, **8:32**
 contents, **8:34**
 demonstrative evidence prepared by
 expert, **8:33**
 information gathered, generally, **8:30**
 sample report, **8:35**
Professional thought, **8:89**

**ACCIDENT RECONSTRUCTION
EXPERT—Cont'd**

Profession or occupation, **8:52, 8:82**
 Published scholarly works or professional articles, **8:57, 8:87**
 Qualifications
 generally, **8:52 et seq., 8:80 et seq.**
 associations and affiliations, **8:56, 8:86**
 certification, **8:54, 8:85**
 checklist, **8:58**
 education, **8:53, 8:83**
 experience, **8:55, 8:84**
 identification, **8:51, 8:81**
 licenses, **8:52, 8:82**
 profession or occupation, **8:52, 8:82**
 published scholarly works or professional articles, **8:57, 8:87**
 Relationship to parties and attorneys, **8:91**
 Reports
 generally, **8:63**
 pretrial report, *supra*
 Selecting expert, **8:10 to 8:13**
 Tests, **8:67, 8:106**
 Treatises, books and articles consulted, **8:108**
 Trial preparation of expert, **8:26**
 Writings, records and documents read or reviewed, **8:64, 8:104**
 Written statements, **8:63, 8:102**

ACCOUNTANT-CLIENT PRIVILEGE
 Securities valuation expert, pretrial involvement of, **9:25**

ACCOUNTANTS

Business appraisal expert, selection of, **20:10**

ACCOUNTING EXPERT

Generally, **7:1 et seq.**
 Admissibility of evidence
 generally, **7:40 et seq.**
 audit working papers, **7:43**
 business records exception to hearsay rule, **7:41**
 computer-generated evidence, **7:44**
 summaries exception to best evidence rule, **7:42**

ACCOUNTING EXPERT—Cont'd

Associations and affiliations, **7:54, 7:84**
 Attorneys, relationship to, **7:87**
 Audit reports and unaudited engagements, opinions based on, **7:72**
 Audit working papers, **7:43**
 Basis for opinion, **7:100, 7:101**
 Best evidence rule, **7:42**
 Bias, **7:86 to 7:88**
 Business interruption, **7:73**
 Business records exception to hearsay rule, **7:41**
 Business valuation, **7:74**
 Calculations, **7:33**
 Certification, **7:83**
 Closely held stock, **7:75**
 Computer-generated evidence, **7:44, 7:76**
 Consultation with others, **7:64, 7:95**
 Contents of pretrial report, **7:32**
 Cross-examination, generally, **7:80 et seq.**
 Damages, estimating, **7:73**
 Definitions and terminology, **7:70**
 Demonstrative evidence, **7:34**
 Direct examination, generally, **7:50 et seq.**
 Discovery, **7:23**
 Education, **7:52, 7:81**
 Estimating damages caused by business interruption, **7:73**
 Experience, **7:53, 7:82, 7:86**
 Facts, introduction to, **7:60, 7:91**
 Fees, **7:88**
 Hearsay rule, **7:41**
 Hypothetical questions and examples, **7:71**
 Identification, **7:51**
 Information relied upon for pretrial report, **7:31**
 Knowledge about facts, sources of, **7:61, 7:93**
 Locating expert, **7:11**
 Opinion, basis for, **7:100, 7:101**
 Opinion testimony, generally, **7:70 et seq.**
 Parties, relationship to, **7:87**
 Past experience as expert, **7:86**

INDEX

ACCOUNTING EXPERT—Cont'd

- Preliminary conference with expert, **7:21**
- Preparation for testimony, generally, **7:60 et seq., 7:90 et seq.**
- Pretrial involvement of expert, **7:20 to 7:23**
- Pretrial report
 - generally, **7:30 et seq., 7:92**
 - calculations, **7:33**
 - contents, **7:32**
 - demonstrative evidence, **7:34**
 - information relied upon, **7:31**
- Professional articles published or not published, **7:85**
- Proximate cause, **7:101**
- Published scholarly works or professional articles, **7:55, 7:85**
- Qualifications
 - generally, **7:52 et seq., 7:80 et seq.**
 - associations and affiliations, **7:54, 7:84**
 - certification, **7:83**
 - checklist, **7:56**
 - education, **7:52, 7:81**
 - experience, **7:53, 7:82**
 - published scholarly works or professional articles, **7:55, 7:85**
- Relationship to parties and attorney, **7:87**
- Reports
 - audit reports and unaudited engagements, opinions based on, **7:72**
 - pretrial report, *supra*
 - written statements, **7:62**
- Selecting expert, **7:10 to 7:12**
- Stock, valuation of closely held stock, **7:75**
- Summaries exception to best evidence rule, **7:42**
- Treatises, books and articles consulted, **7:96**
- Trial preparation of expert, **7:22**
- Valuation, **7:74, 7:75**
- Writings, records and documents read or reviewed, **7:63, 7:94**
- Written statements, **7:62, 7:92**

ACKNOWLEDGMENTS

- Accident reconstruction expert, acknowledgement of other experts, **8:88**
- Architecture expert, acknowledgement of other experts, **23:87**
- Asbestos abatement expert, acknowledgement of other experts, **25:45**
- Cross-examination, **1:241, 1:245, 1:246, 1:259**
- Fire expert, acknowledgement of other experts, **22:87**
- Human factors expert, acknowledgement of other experts, **21:87**
- Police misconduct expert, acknowledgement of other experts, **24:87**
- Sex discrimination expert, acknowledgement of other experts, **26:45**

ADMINISTRATIVE PROCEEDINGS

- Generally, **1:310**

ADMISSIBILITY OF EVIDENCE

- Accounting Expert** (this index)
- Agricultural machine injury expert, **38:13**
- Architecture expert, **23:40**
- Asbestos abatement expert, **25:16**
- Authoritative treatises, **42:2, 42:9**
- Business Appraisal Expert** (this index)
- Common law, **1:5**
- Construction expert, **11:40**
- Copyright expert, **13:40**
- Custody expert, **17:40**
- Economic Loss Expert** (this index)
- Elevator expert, **30:19**
- Employment Expert** (this index)
- Environmental expert, **37:13**
- Exclude or limit expert medical witness, **43:13**
- Expert testimony evidence, Medical malpractice action, **43:11**
- Firearms expert, **15:40**
- Fire expert, **22:40**
- Fire protection engineer expert, **29:16**
- Forensic pathologist expert, **39:19**
- Historian expert, **41:13**
- Human factors expert, **21:40**
- Lead paint expert, **36:37**

**ADMISSIBILITY OF EVIDENCE
—Cont'd**

Meteorological expert, **18:40, 18:41**
 Mold expert, **34:40**
 Motion to strike, **43:14**
 Motorboat liability expert, **28:16**
 Motorcycle expert, **32:17**
 Pathologist expert, **12:40**
 Police misconduct expert, **24:40**
 Products liability expert, **3:40**
Psychiatrist/Psychologist Expert (this index)
 Qualify expert medical witness, Motion to, **43:12**
 Questioned documents expert, **10:40 to 10:42**
Real Estate Appraisal Expert (this index)
Scientific Testimony (this index)
 Seatbelt defense expert, **33:15**
 Sex discrimination expert, **26:16**
 Ski safety expert, **31:24**
 Toxic expert, **14:40, 14:41**
 Vocational expert, **40:14**

ADMISSIONS

Cross-examination
 generally, **1:240**
 opposing expert, cross-examination of, **1:194**
 Real estate appraisal expert, **5:125, 5:135**

ADVICE FOR NEW EXPERT

Generally, **1:270 et seq.**
 Agricultural machine injury expert, **38:44**
 Assisting counsel to prepare for deposition of opposing expert, **1:284**
 Attorneys, **1:284, 1:294**
 Authoritative treatises, contradiction of expert through, **42:36**
 Clarification of terminology and definitions, **1:282**
 Compensation and fees, **1:283**
 Copies of significant writings and documents, **1:279**
 Courtroom rights of expert, **1:292**
 Cross-examination, preparing for, **1:290**

ADVICE FOR NEW EXPERT—Cont'd

Definitions and terminology, clarification of, **1:282**
 Demonstrative evidence, **1:289**
 Deposition, **1:284, 1:285**
 Direct examination, preparing for, **1:288**
 Discovery, **1:274**
 Elevator expert, **30:65**
 Environmental expert, **37:44**
 Evaluation of case, **1:271**
 Examinations, tests and studies, **1:272, 1:281**
 Expert's role and recommendations, **1:280**
 Fees, **1:283**
 Fire protection engineer expert, **29:62**
 Forensic pathologist expert, **39:26**
 Framing and responding to discovery, **1:274**
 Jury instruction concerning expert, **1:293**
 Lead paint expert, **36:86**
 Legal issues, **1:278**
 Letter from lawyer to expert, **1:294**
 Motorcycle expert, **32:64**
 Opposing expert, **1:284**
 Preliminary conference, generally, **1:276**
 Preparing for cross-examination, **1:290**
 Preparing for direct examination, **1:288**
 Preparing for trial, generally, **1:286**
 Purpose of preliminary conference, **1:277**
 Real and demonstrative evidence, **1:289**
 Recommendations, **1:280**
 Reports by expert, **1:273**
 Responding to discovery, **1:274**
 Role, **1:280**
 Seatbelt defense expert, **33:132**
 Settlement negotiations, **1:275**
 Ski safety expert, **31:71**
 Statement of facts and legal issues, **1:278**
 Studies, **1:272, 1:281**
 Suggestions for expert at trial, checklist, **1:291**
 Terminology and definitions, clarification of, **1:282**
 Tests, **1:272, 1:281**

INDEX

ADVICE FOR NEW EXPERT—Cont'd

- Trial preparation, generally, **1:286**
- Trial procedure, **1:287**
- Trial, suggestions for expert at trial, checklist, **1:291**
- Writings, copies of, **1:279**

AFFILIATIONS

- Associations and Affiliations** (this index)

AGREEMENTS

- Cross-examination of opposing expert, highlighting areas of agreement, **1:195**

AGRICULTURAL MACHINE INJURY EXPERT

- Generally, **38:1 et seq.**
- Admissibility of evidence, **38:13**
- Advice for new expert, **38:44**
- Alternative schools of thought, **38:35**
- Associations and affiliations, **38:18**
- Attacking documents, **38:38**
- Basis for use of expert testimony, **38:2**
- Bias, **38:20, 38:36**
- Concluding deposition of opponent's witness, **38:41**
- Consultations with others, **38:23**
- Controlling witness, **38:31**
- Cross-examination, **38:29 to 38:42**
- Definitions and terminology, **38:28**
- Direct examination, **38:14 to 38:28**
- Discovery considerations, **38:9**
- Employment considerations, **38:6**
- Exhibits and demonstrative evidence, **38:25**
- Final argument, **38:43**
- Government agencies involved, **38:26**
- Hypothetical questions, **38:16**
- Inconsistent writings or testimony, **38:39**
- Interrogatories, **38:12**
- Objecting to testimony, **38:40**
- Opposing expert, cross-examination of, **38:30**
- Opposing expert, deposition of, **38:11**
- Oral deposition, **38:10**
- Post-deposition follow-up, **38:42**
- Preparation, **38:8, 38:37**

AGRICULTURAL MACHINE INJURY EXPERT—Cont'd

- Pretrial involvement, **38:10 to 38:12**
- Proffering witness and opposing counsel's voir dire, **38:15**
- Qualifying expert, **38:14**
- Reports, use of, **38:7**
- Research published and scholarly works, **38:19**
- Retaining of expert, **38:5**
- Role of expert in environmental litigation, **38:3**
- Selection of expert, **38:4 to 38:9**
- Sources of knowledge about facts, **38:21**
- Special areas of cross-examination, **38:32**
- Standards of care, **38:27**
- Tests and inspections conducted, **38:24**
- Validity of scientific theories, **38:33**
- Writings read or reviewed, **38:22**

AIRBAG AVAILABILITY

- Seatbelt defense expert, **33:10**

ALTERNATIVE SCHOOLS

- Professional thought
cross-examination, **43:26**

ALTERNATIVE SCHOOLS OF PROFESSIONAL THOUGHT

- Accident reconstruction expert, **8:89**
- Agricultural machine injury expert, **38:35**
- Architecture expert, **23:88**
- Asbestos abatement expert, **25:46**
- Authoritative treatises, contradiction of expert through, **42:27**
- Cross-examination, **1:243**
- Environmental expert, **37:35**
- Fire expert, **22:88**
- Historian expert, **41:35**
- Human factors expert, **21:88**
- Lead paint expert, **36:70**
- Motorboat liability expert, **28:49**
- Motorcycle expert, **32:48**
- Police misconduct expert, **24:88**
- Sex discrimination expert, **26:46**

ANTICIPATING QUESTIONS AND WEAK POINTS

Cross-examination, **1:182**

ANTIPERSPIRANTS

Cosmetics expert, **35:15**

APPEAL

Pretrial involvement, **43:8**

APPORTIONMENT OF FAULT

Seatbelt defense expert, **33:16**

APPRAISALS AND APPRAISERS

Business Appraisal Expert (this index)

Real Estate Appraisal Expert (this index)

ARCHITECTURE EXPERT

Generally, **23:1 et seq.**

Acknowledgement of other experts, **23:87**

Admissibility of evidence, **23:40**

Alternative schools of professional thought, **23:88**

Associations and affiliations, **23:56, 23:85**

Attacking documents, records, exhibits and demonstrative evidence, **23:98**

Basis for opinion, **23:97 to 23:99**

Bias, **23:58, 23:89**

Computer-generated evidence, admissibility, **23:41**

Consultation with others, **23:63, 23:96**

Cross-examination, generally, **23:80 et seq.**

Definitions and terminology, **23:68**

Demonstrative evidence, **23:33, 23:65, 23:98**

Depositions

architecture expert, **23:24**

opposing expert, **23:25**

Direct examination, generally, **23:50 et seq.**

Discovery, pretrial, **23:23**

Education, **23:53, 23:82**

Examination or inspection, **23:22, 23:64, 23:95**

Exhibits, **23:65, 23:98**

Experience, **23:55, 23:84**

Facts, introduction to, **23:59**

ARCHITECTURE EXPERT—Cont'd

Facts, sources of knowledge about,

23:60, 23:93

Government agencies involved, **23:66**

Hypothetical questions, **23:69**

Identification, **23:52, 23:81**

Inconsistent writings or testimony, **23:99**

Opinion, basis for, **23:97 to 23:99**

Opinion testimony, generally, **23:68, 23:69**

Overview, **23:1**

Preliminary conference, **23:21**

Preparation for testimony, generally, **23:58 et seq., 23:90 et seq.**

Preparation for trial, generally, **23:26**

Pretrial involvement

generally, **23:20 et seq.**

discovery, **23:23**

preliminary conference, **23:21**

trial, preparation for, **23:26**

use, generally, **23:20**

Pretrial report

generally, **23:30 et seq.**

computer-generated evidence, **23:41**

contents, **23:32**

demonstrative evidence prepared by expert, **23:33**

information provided to expert, **23:31**

Profession or occupation, **23:54, 23:83**

Publications, **23:57, 23:86**

Qualifications

generally, **23:53 et seq., 23:82 et seq.**

associations and affiliations, **23:56, 23:85**

checklist, **23:51**

education, **23:53, 23:82**

experience, **23:55, 23:84**

licenses, **23:54, 23:83**

profession or occupation, **23:54, 23:83**

publications, **23:57, 23:86**

research conducted, **23:57**

Research conducted, **23:57**

Selection of expert

generally, **23:10 et seq.**

locating expert, **23:11**

when to use the expert, **23:10**

INDEX

ARCHITECTURE EXPERT—Cont'd

- Standards of care, **23:67**
- Tests, **23:22, 23:64, 23:95**
- Writings, records and documents read or reviewed, **23:62, 23:63, 23:94, 23:98, 23:99**
- Written statements and reports, **23:61, 23:92**

ARTICLES

- Published Scholarly Works or Professional Articles** (this index)
- Treatises, Books and Articles Consulted** (this index)

ASBESTOS ABATEMENT EXPERT

- Generally, **25:1 et seq.**
- Acknowledgement of other experts, **25:45**
- Admissibility of evidence, **25:16**
- Alternative schools of professional thought, **25:46**
- Associations and affiliations, **25:24, 25:43**
- Attacking documents, records, exhibits and demonstrative evidence, **25:56**
- Basis for opinion, **25:55 to 25:57**
- Bias, **25:26, 25:47**
- Computer-generated evidence, admissibility, **25:17**
- Consultation with others, **25:31, 25:54**
- Cross-examination, generally, **25:38 et seq.**
- Definitions and terminology, **25:35**
- Demonstrative evidence, **25:15, 25:33, 25:56**
- Depositions
 - asbestos abatement expert, **25:9**
 - opposing expert, **25:10**
- Direct examination, generally, **25:18 et seq.**
- Discovery, pretrial, **25:8**
- Education, **25:21, 25:40**
- Examination or inspection, **25:7, 25:32, 25:53**
- Exhibits, **25:33, 25:56**
- Experience, **25:23, 25:42**
- Facts, introduction to, **25:27**
- Facts, sources of knowledge about, **25:28, 25:51**

ASBESTOS ABATEMENT EXPERT—Cont'd

- Government agencies involved, **25:34**
- Hypothetical questions, **25:36**
- Identification, **25:20, 25:39**
- Inconsistent writings or testimony, **25:57**
- Opinion, basis for, **25:55 to 25:57**
- Opinion testimony, generally, **25:35, 25:36**
- Overview, **25:1**
- Preliminary conference, **25:6**
- Preparation for testimony, generally, **25:26 et seq., 25:48 et seq.**
- Preparation for trial, generally, **25:11**
- Pretrial involvement
 - generally, **25:5 et seq.**
 - discovery, **25:8**
 - preliminary conference, **25:6**
 - trial, preparation for, **25:11**
 - use, generally, **25:5**
- Pretrial report
 - generally, **25:12 et seq.**
 - computer-generated evidence, **25:17**
 - contents, **25:14**
 - demonstrative evidence prepared by expert, **25:15**
 - information provided to expert, **25:13**
- Profession or occupation, **25:22, 25:41**
- Publications, **25:25, 25:44**
- Qualifications
 - generally, **25:21 et seq., 25:40 et seq.**
 - associations and affiliations, **25:24, 25:43**
 - education, **25:21, 25:40**
 - experience, **25:23, 25:42**
 - licenses, **25:22, 25:41**
 - profession or occupation, **25:22, 25:41**
 - publications, **25:25, 25:44**
 - research conducted, **25:25**
 - sample checklist, **25:19**
- Research conducted, **25:25**
- Selection of expert
 - generally, **25:2 et seq.**
 - locating expert, **25:3**
 - when to use the expert, **25:2**
- Standards of care, **25:35**

ASBESTOS ABATEMENT EXPERT
—Cont'd

Tests, **25:7, 25:32, 25:53**
Writings, records and documents read or reviewed, **25:30, 25:31, 25:52, 25:56, 25:57**
Written statements and reports, **25:29, 25:50**

ASSESSMENTS

Firearms expert, **15:71, 15:101**
Motor vehicle products expert, **16:60, 16:61**
Products liability expert, **3:68, 3:98**
Real estate appraisal expert, **5:46**

ASSOCIATIONS AND AFFILIATIONS

See also **Professional Societies and Organizations** (this index)

Accident reconstruction expert, **8:56, 8:86**
Accounting expert, **7:54, 7:84**
Agricultural machine injury expert, **38:18**
Architecture expert, **23:56, 23:85**
Asbestos abatement expert, **25:24, 25:43**
Business appraisal expert, **20:53, 20:85**
Construction expert, **11:54, 11:84**
Copyright expert, **13:54, 13:84**
Cross-examination, **1:228**
Custody expert, **17:55, 17:84**
Direct examination, **1:126, 1:127**
Economic loss expert, **4:55, 4:93**
Elevator expert, **30:26, 30:46**
Employment expert, **19:54, 19:84**
Environmental expert, **37:18**
Firearms expert, **15:55, 15:84**
Fire expert, **22:56, 22:85**
Historian expert, **41:18**
Human factors expert, **21:55, 21:85**
Lead paint expert, **36:44**
Medical expert
 examining physician, **2:146, 2:147, 2:185, 2:186**
 hypothetical physician, **2:226, 2:227, 2:256, 2:257**
 treating physician, **2:46, 2:47, 2:53, 2:105, 2:106**
Meteorological expert, **18:55, 18:84**
Mold expert, **34:47**

ASSOCIATIONS AND AFFILIATIONS
—Cont'd

Motorboat liability expert, **28:23, 28:46**
Motorcycle expert, **32:24, 32:45**
Motor vehicle products expert, **16:43, 16:74**
Pathologist expert, **12:54, 12:84**
Police misconduct expert, **24:55, 24:85**
Products liability expert, **3:53, 3:83**
Psychiatrist/psychologist expert, **6:56**
Questioned documents expert, **10:54, 10:84**
Real estate appraisal expert, **5:56, 5:117**
Securities valuation expert, **9:54, 9:84**
Sex discrimination expert, **26:23, 26:43**
Ski safety expert, **31:31, 31:52**
Toxic expert, **14:54, 14:84**

ATTACKING DOCUMENTS

Cross-examination, **43:29**

ATTENDING PHYSICIAN

Medical Expert (this index)

ATTORNEY RELATIONSHIP

Accident reconstruction expert, **8:91**
Accounting expert, **7:87**
Advice for new expert, **1:284, 1:294**
Construction expert, **11:87**
Copyright expert, **13:87**
Cross-examination, **1:237**
Custody expert, **17:60, 17:88**
Economic loss expert
Employment expert, **19:87**
Medical expert
 examining physician, **2:157, 2:196**
 hypothetical physician, **2:237, 2:267**
 treating physician, **2:57, 2:116**
Meteorological expert, **18:87**
Motor vehicle products expert, **16:77**
Pathologist expert, **12:87**
Products liability expert, **3:62, 3:92**
Psychiatrist/psychologist expert, **6:85**
Questioned documents expert, **10:87**
Real estate appraisal expert, **5:61, 5:122**
Toxic expert, **14:87**

AUDIT REPORTS

Accounting expert, **7:72**

INDEX

AUDIT WORKING PAPERS

Accounting expert, 7:43

AUTOMOBILES

Accident reconstruction expert, 8:22, 8:41, 8:72

Motor Vehicle Products Expert (this index)

AUTOPSY

Forensic pathologist expert, 39:5, 39:6

AVAILABILITY

Seatbelt defense expert, 33:7

AVIATION

Accident reconstruction expert, 8:42, 8:73, 8:112

BAD FAITH OF INSURER

Mold expert, 34:7

BEST EVIDENCE RULE AND EXCEPTIONS

Accounting expert, 7:42

Employment expert, 19:42

BIAS OR INTEREST

Accident reconstruction expert, 8:60, 8:90 to 8:92

Accounting expert, 7:86 to 7:88

Agricultural machine injury expert, 38:20

Architecture expert, 23:58, 23:89

Asbestos abatement expert, 25:26, 25:47

Authoritative treatises, contradiction of expert through, 42:14, 42:28

Business appraisal expert, 20:87 to 20:89

Construction expert, 11:86 to 11:88

Copyright expert, 13:86 to 13:88

Cross-examination, 1:198, 1:235

Custody expert, 17:87, 17:88

Economic loss expert, 4:95 to 4:98

Elevator expert, 30:29, 30:50

Employment expert, 19:86 to 19:88

Environmental expert, 37:20

Firearms expert, 15:86 to 15:88

Fire expert, 22:58, 22:89

Historian expert, 41:17, 41:36

Human factors expert, 21:58, 21:89

BIAS OR INTEREST—Cont'd

Intellectual property expert, 27:26, 27:47

Lead paint expert, 36:47, 36:71

Meteorological expert, 18:86 to 18:88

Mold expert, 34:50, 34:74

Motorboat liability expert, 28:27, 28:50

Motorcycle expert, 32:27, 32:49

Pathologist expert, 12:86 to 12:88

Police misconduct expert, 24:57, 24:89

Psychiatrist/psychologist expert, 6:84 to 6:86, 6:87

Questioned documents expert, 10:86 to 10:88

Securities valuation expert, 9:86 to 9:88

Sex discrimination expert, 26:26, 26:47

Ski safety expert, 31:34, 31:56

Toxic expert, 14:86 to 14:88

BIOMECHANICS

Seatbelt defense expert, 33:19 to 33:30

BIRTH INJURY

Medical malpractice action against OB/GYN, medical expert, 2:304 to 2:307

BLEACHING CREAMS

Cosmetics expert, 35:13

BOAT LIABILITY EXPERT

Motorboat Liability Expert (this index)

BREACH OF WARRANTY

Cosmetics expert, 35:6

BREAST CANCER MISDIAGNOSIS

Medical expert, 2:308 to 2:310

BUSINESS APPRAISAL EXPERT

Accountants, selection of expert, 20:10

Admissibility of evidence

generally, 20:40 to 20:42

computer-generated evidence, 20:42

hearsay rule, business records exception, 20:41

Affiliations, 20:53, 20:85

Articles consulted, 20:96

Associations and affiliations, 20:53, 20:85

Basis for opinion, 20:100

BUSINESS APPRAISAL EXPERT

—Cont'd

Bias, cross-examination, **20:87 to 20:89**
 Books consulted, **20:96**
 Business records exception, hearsay rule, **20:41**
 Certifications, **20:53, 20:84**
 Checklist of qualifications, **20:56**
 Computer-generated evidence, **20:42**
 Consultations with others, **20:63, 20:95**
 Contents of pretrial report, **20:31**
 Cross-examination
 for matters pertaining to direct examination. Direct examination, *infra* generally, **20:80 to 20:100**
 associations and affiliations, **20:85**
 bias, **20:87 to 20:89**
 certifications, **20:84**
 education, **20:82**
 experience, **20:83, 20:87**
 fees, **20:89**
 past experience as expert, **20:87**
 preparation for testimony, *infra*
 published works, **20:86**
 qualifications, **20:81 to 20:89**
 relationship to parties, **20:88**
 Definitions, **20:71**
 Demonstrative evidence, **20:33**
 Direct examination
 as to cross-examination. Cross-examination, *supra*
 generally, **20:50 to 20:71**
 certifications and affiliations, **20:53**
 checklist of qualifications, **20:56**
 education, **20:51**
 opinion testimony, generally, **20:70, 20:71**
 past experience as expert witness, **20:55**
 preparation for testimony, *infra*
 professional experience, **20:52**
 published works, **20:54**
 qualifications, **20:51 to 20:56**
 Discovery, pretrial discovery of opposing expert, **20:24**
 Education, **20:51, 20:82**

BUSINESS APPRAISAL EXPERT

—Cont'd

Experience
 cross-examination of opposing expert, **20:83**
 direct examination of expert, **20:52**
 past experience as expert witness, **20:55, 20:87**
 Facts, introduction to, **20:60, 20:91**
 Facts, sources of knowledge about, **20:61, 20:93**
 Fees, **20:89**
 Hearsay rule, business records exception, **20:41**
 Illustrative appraisal report, **20:32**
 Introduction, **20:1**
 Knowledge about facts, sources of, **20:61, 20:93**
 Locating expert, **20:13**
 Methodology, **20:64**
 Opinion, basis for, **20:100**
 Opinion testimony, generally, **20:70, 20:71**
 Parties, relationship to, **20:88**
 Past experience as expert witness, **20:55**
 Preliminary conference, **20:21**
 Preparation for testimony
 generally, **20:60 to 20:64, 20:90**
 consultation with others, **20:63, 20:95**
 cross-examination. See entries throughout this group
 direct examination. See entries throughout this group
 facts, introduction to, **20:60, 20:91**
 facts, sources of knowledge about, **20:61, 20:93**
 methodology employed, **20:64**
 pretrial reports and written statements, **20:92**
 source of knowledge about facts, **20:61, 20:93**
 treatises, books and articles consulted, **20:96**
 writings read or reviewed, **20:62, 20:94**
 Pretrial involvement
 generally, **20:20 to 20:24**
 discovery, **20:24**
 preliminary conference, **20:21**

INDEX

BUSINESS APPRAISAL EXPERT

—Cont'd

Pretrial involvement—Cont'd
requests for production of documents, **20:22**
trial preparation, **20:23**
Pretrial report
generally, **20:30 to 20:33**
contents, **20:31**
cross-examination, **20:92**
demonstrative evidence prepared by expert, **20:33**
illustrative appraisal report, **20:32**
Production of documents, requests for, **20:22**
Professional appraisers, selection, **20:11**
Professional experience, **20:52, 20:83**
Published works, **20:54, 20:86**
Qualifications
certifications and affiliations, **20:53, 20:84**
checklist, **20:56**
cross-examination of opposing expert, **20:81 to 20:89**
direct examination of expert, **20:51 to 20:56**
education, **20:51, 20:82**
past experience as expert witness, **20:55, 20:87**
professional experience, **20:52, 20:83**
published works, **20:54, 20:86**
Relationship to parties, **20:88**
Requests for production of documents, **20:22**
Selection of expert
generally, **20:10 to 20:14**
accountants, **20:10**
locating expert, **20:13**
others, **20:12**
professional appraisers, **20:11**
selection, generally, **20:14**
Source of knowledge about facts, **20:61, 20:93**
Terminology, **20:71**
Treatises consulted, **20:96**
Trial preparation, **20:23**
Writings read or reviewed, **20:62, 20:94**
Written statements, **20:92**

BUSINESS INTERRUPTION

Accounting expert, **7:73**

BUSINESS RECORDS EXCEPTION

Accounting expert, **7:41**
Business appraisal expert, **20:41**
Employment expert, **19:41**
Securities valuation expert, **9:41**

BUSINESS VALUATION

Accounting expert, **7:74**

CAPITALIZATION

Real estate appraisal expert, **5:95, 5:143**

CARDIOGERIATRIC SPECIALIST EXPERT

Direct examination, **43:17**

CAUSATION

Lead paint expert, **36:11, 36:12**
Mold expert, **34:13 to 34:15**
Objections, **1:176**
Psychiatrist/psychologist expert, **6:102**
Seatbelt defense expert, **33:9**
Toxic expert, **14:40**

CERTIFICATION OR NONCERTIFICATION

Cross-examination, **1:231**

CERTIFICATIONS

Accident reconstruction expert, **8:54, 8:85**
Accounting expert, **7:83**
Business appraisal expert, **20:53, 20:84**
Construction expert, **11:83**
Copyright expert, **13:83**
Custody expert, **17:54, 17:83**
Direct examination, **1:129**
Employment expert, **19:83**
Firearms expert, **15:54, 15:83**
Medical expert
examining physician, **2:150, 2:189**
hypothetical physician, **2:230, 2:260**
treating physician, **2:50, 2:109**
Meteorological expert, **18:54, 18:83**
Pathologist expert, **12:83**
Questioned documents expert, **10:83**
Securities valuation expert, **9:83**
Toxic expert, **14:83**

CHARGES OF MEDICAL EXPERT

Examining physician, **2:169**
Treating physician, **2:70, 2:129**

CHILDREN AND MINORS

Custody Expert (this index)
Economic loss expert, **4:43, 4:78, 4:125**

CIVIL HEARINGS

Psychiatrist/psychologist expert, **6:12**

CLOSELY-HELD BUSINESSES

Securities valuation expert, **9:87**

CLOSELY HELD STOCK

Accounting expert, **7:75**

CLOSING ARGUMENT

Trial preparation, **1:105**

COLLATERAL SOURCE RULE

Economic loss expert, **4:126**

COLOR ADDITIVES

Cosmetics expert, **35:9**

COMMITMENT OF PERSONS

Psychiatrist/psychologist expert, **6:12**

COMMON LAW

Admissibility of evidence, **1:5**

COMPARABLE SALES

Real estate appraisal expert, **5:43, 5:93, 5:141**

COMPELLING TESTIMONY

Generally, **1:7**

COMPENSATION AND FEES

Generally, **1:9**
See also **Financial Interest in Case** (this index)
Accident reconstruction expert, **8:92**
Accounting expert, **7:88**
Advice for new expert, **1:283**
Business appraisal expert, **20:89**
Construction expert, **11:88**
Copyright expert, **13:88**
Economic loss expert, **4:97**
Employment expert, **19:88**
Firearms expert, **15:88**
Meteorological expert, **18:88**
Motor vehicle products expert, **16:78**

COMPENSATION AND FEES—Cont'd

Pathologist expert, **12:88**
Preliminary conference, **1:57**
Psychiatrist/psychologist expert, **6:86**
Questioned documents expert, **10:88**
Securities valuation expert, **9:88**
Toxic expert, **14:88**

**COMPUTERS AND
COMPUTER-GENERATED
EVIDENCE**

Generally, **1:27**
Accident reconstruction expert, **8:13, 8:45**
Accounting expert, **7:44, 7:76**
Architecture expert, **23:41**
Asbestos abatement expert, **25:17**
Business appraisal expert, **20:42**
Elevator expert, **30:18**
Employment expert, **19:43**
Human factors expert, **21:34**
Intellectual property expert, **27:15**
Lead paint expert, **36:36**
Meteorological expert, **18:34, 18:41**
Motorboat liability expert, **28:15**
Motorcycle expert, **32:16**
Police misconduct expert, **24:41**
Seatbelt defense expert, **33:57**
Sex discrimination expert, **26:15**
Ski safety expert, **31:23**

CONFIRMING LETTER

Preliminary conference, **1:58, 1:59**

CONSTRUCTION EXPERT

Generally, **11:1 et seq.**
Admissibility of evidence, **11:40**
Associations and affiliations, **11:54, 11:84**
Attorney, relationship to, **11:87**
Basis for opinion, **11:100**
Bias, **11:86 to 11:88**
Certification, **11:83**
Consultation with others, **11:64, 11:95**
Contents of pretrial report, **11:32**
Cross-examination, generally, **11:80 et seq.**
Definitions and terminology, **11:70**
Demonstrative evidence, **11:33**

INDEX

CONSTRUCTION EXPERT—Cont'd

- Direct examination, generally, **11:50 et seq.**
- Discovery, **11:23, 11:24**
- Education, **11:52, 11:81**
- Experience, **11:53, 11:82**
- Facts, introduction, **11:60, 11:91**
- Facts, sources of knowledge about, **11:61, 11:93**
- Fees, **11:88**
- Identification, **11:51**
- Information relied upon for pretrial report, **11:31**
- License, **11:83**
- Locating expert, **11:10**
- Opinion, basis for, **11:100**
- Opinion testimony, generally, **11:70**
- Parties, relationship to, **11:87**
- Past experience as expert, **11:86**
- Preliminary conference with expert, **11:21**
- Preparation for testimony, generally, **11:60 et seq., 11:90 et seq.**
- Pretrial involvement
 - generally, **11:20 et seq.**
 - discovery, **11:23, 11:24**
 - preliminary conference with expert, **11:21**
 - pretrial preparation of expert, **11:22**
- Pretrial preparation of expert, **11:22**
- Pretrial reports, **11:30 to 11:33, 11:92**
- Professional articles published, **11:85**
- Published scholarly works or professional articles, **11:55, 11:85**
- Qualifications
 - generally, **11:80 et seq.**
 - associations and affiliations, **11:54, 11:84**
 - certification, **11:83**
 - education, **11:52, 11:81**
 - experience, **11:53, 11:82**
 - identification, **11:51**
 - license, **11:83**
 - published scholarly works or professional articles, **11:55, 11:85**
- Relationship to parties and attorney, **11:87**
- Reports, **11:62**

CONSTRUCTION EXPERT—Cont'd

- Selecting expert, **11:10, 11:11**
- Treatises, books and articles consulted, **11:96**
- Writings, records and documents read or reviewed, **11:63, 11:94**
- Written statements, **11:62, 11:92**

CONSTRUCTIVE CROSS-EXAMINATION

- Psychiatrist/psychologist expert, **6:96, 6:103**

CONSULTATION WITH OTHERS

- Accident reconstruction expert, **8:65, 8:107**
- Accounting expert, **7:64, 7:95**
- Agricultural machine injury expert, **38:23**
- Architecture expert, **23:63, 23:96**
- Asbestos abatement expert, **25:31, 25:54**
- Authoritative treatises, contradiction of expert through, **42:17**
- Business appraisal expert, **20:63, 20:95**
- Construction expert, **11:64, 11:95**
- Copyright expert, **13:65, 13:95**
- Cross-examination, **1:256**
- Custody expert, **17:65, 17:94**
- Direct examination, **1:140, 1:147**
- Economic loss expert, **4:64, 4:104**
- Elevator expert, **30:34, 30:56**
- Employment expert, **19:65, 19:95**
- Environmental expert, **37:23**
- Firearms expert, **15:64, 15:93**
- Fire expert, **22:63, 22:96**
- Historian expert, **41:23**
- Human factors expert, **21:63, 21:96**
- Intellectual property expert, **27:31, 27:53**
- Lead paint expert, **36:52, 36:77**
- Medical expert
 - examining physician, **2:166, 2:205**
 - treating physician, **2:67, 2:126**
- Meteorological expert, **18:64, 18:95**
- Mold expert, **34:55, 34:80**
- Motorboat liability expert, **28:32, 28:55**
- Motorcycle expert, **32:32, 32:55**
- Motor vehicle products expert, **16:54, 16:85**

CONSULTATION WITH OTHERS

—Cont'd

Pathologist expert, **12:65, 12:95**
 Police misconduct expert, **24:62, 24:96**
 Products liability expert, **3:66, 3:96**
 Psychiatrist/psychologist expert, **6:64, 6:92**
 Questioned documents expert, **10:64, 10:95**
 Real estate appraisal expert, **5:73, 5:133**
 Securities valuation expert, **9:64, 9:95**
 Sex discrimination expert, **26:31, 26:53**
 Ski safety expert, **31:39, 31:62**
 Toxic expert, **14:65, 14:95**

CONTRADICTION OF EXPERT THROUGH AUTHORITATIVE TREATISE

Generally, **42:1 et seq.**
 Admissibility, **42:2, 42:9**
 Advice for new experts, **42:36**
 Alternative schools of thought, **42:27**
 Attacking documents, records, and exhibits, **42:30**
 Bias of expert, **42:14, 42:28**
 Concluding deposition, **42:33**
 Consultations with others, **42:17**
 Controlling the witness, **42:23**
 Cross examination of expert, **42:20 et seq.**
 Definitions and terminology, **42:19**
 Direct examination of expert, **42:10 to 42:19**
 Elements of proof, **42:5**
 Establishing authoritativeness, **42:3**
 Hypothetical questions, **42:11**
 Inconsistent writings or testimony, **42:31**
 Manner and extent of use, **42:4**
 Objecting to testimony, **42:32**
 Post-deposition follow-up, **42:34**
 Pretrial involvement of expert, **42:6 to 42:8**
 Qualifying witness as expert, **42:10**
 Research and published scholarly works, **42:13**
 Sources of knowledge about facts, **42:15**
 Standards of care, **42:18**
 Summation, final argument, **42:35**

CONTRADICTION OF EXPERT THROUGH AUTHORITATIVE TREATISE—Cont'd

Validity of scientific theories, **42:25**
 Writings read and reviewed, **42:16**

COPIES

Advice for new expert, **1:279**
 Deposition of opponent's expert, **1:93**
 Preliminary conference, **1:53**

COPYRIGHT EXPERT

Generally, **13:1 et seq.**
 Admissibility of evidence, **13:40**
 Associations and affiliations, **13:54, 13:84**
 Attorney, relationship to, **13:87**
 Basis for opinion, generally, **13:100**
 Bias, **13:86 to 13:88**
 Certification, **13:83**
 Consultation with others, **13:65, 13:95**
 Contents of pretrial report, **13:32**
 Cross-examination, generally, **13:80 et seq.**
 Definitions and terminology, **13:70**
 Demonstrative evidence prepared by expert, **13:33**
 Deposition of opposing party's expert, checklist, **13:23**
 Direct examination, generally, **13:50 et seq.**
 Discovery, **13:22**
 Education, **13:52, 13:81**
 Experience, **13:53, 13:82, 13:86**
 Facts, introduction to, **13:61, 13:91**
 Facts, sources of knowledge about, **13:62, 13:93**
 Fees, **13:88**
 Hypothetical questions and examples, **13:71**
 Identification, **13:51**
 Information relied upon for pretrial report, **13:31**
 License, **13:83**
 Locating expert, **13:11**
 Opinion, basis for, generally, **13:100**
 Opinion testimony, generally, **13:70, 13:71**
 Parties, relationship to, **13:87**
 Past experience as expert, **13:86**

INDEX

COPYRIGHT EXPERT—Cont'd

- Preparation for testimony, generally, **13:60 et seq., 13:90 et seq.**
- Pretrial involvement of expert, **13:20 to 13:23**
- Pretrial report, **13:30 to 13:33, 13:92**
- Published scholarly works or professional articles, **13:55, 13:85**
- Qualifications
 - generally, **13:52 et seq., 13:80 et seq.**
 - associations and affiliations, **13:54, 13:84**
 - certification, **13:83**
 - checklist, **13:56**
 - education, **13:52, 13:81**
 - experience, **13:53, 13:82**
 - license, **13:83**
 - published scholarly works or professional articles, **13:55, 13:85**
- Relationship to parties and attorney, **13:87**
- Reports, **13:63**
- Selection of expert, **13:10 to 13:12**
- Treatises, books and articles consulted, **13:96**
- Trial preparation of expert, **13:21**
- Writings, records and documents read or reviewed, **13:64, 13:94**
- Written statements, **13:63, 13:92**

CORRECTNESS OF TESTIMONY

- Cross-examination, **1:242**

COSMETICS EXPERT

- Generally, **35:1 to 35:36**
- Antiperspirants, **35:15**
- Bleaching creams, **35:13**
- Breach of warranty, **35:6**
- Color additives, **35:9**
- Cross-examination of opponent's expert, **35:35, 35:36**
- Damages and other remedies, **35:27, 35:28**
- Deodorants, **35:15**
- Design defects, **35:4**
- Failure to warn, **35:5**
- Federal regulation of industry, **35:26**
- Feminine deodorant sprays, **35:16**
- Fragrances, **35:8**
- Hair dyes, **35:22**

COSMETICS EXPERT—Cont'd

- Hair removers, **35:25**
- Hair sprays, **35:21**
- Hair straighteners and relaxers, **35:23**
- Hair waves, **35:24**
- Hormone-containing skin creams, **35:12**
- Humectants, **35:10**
- Lipsticks, **35:17**
- Manufacturing defects, **35:3**
- Mascara and eyeliners, **35:18**
- Nail builders and extenders, **35:20**
- Nail polishes and polish removers, **35:19**
- Negligence, **35:7**
- Preservatives, **35:10**
- Proof, **35:29**
- Selection of expert, **35:30 to 35:34**
- Shampoos, **35:14**
- Soaps, **35:14**
- Sunscreens, **35:11**
- Tanning agents, **35:11**
- Theories of liability, **35:3 to 35:7**
- Types of injuries, **35:2**

COST

- Generally, **1:15**

COST (REPRODUCTION COST LESS DEPRECIATION) APPROACH

- Real estate appraisal expert, **5:94, 5:142**

COURT-APPOINTED WITNESSES

- Generally, **1:8**

COURTROOM RIGHTS OF EXPERT

- Advice for new expert, **1:292**

COVERAGE UNDER INSURANCE POLICY

- Mold expert, **34:8**

CRASHWORTHINESS

- Seatbelt defense expert, **33:5**

CREDENTIALS

- Medical expert, professional credentials and recognition, **2:9**

CRIME SCENE EVIDENCE

- Forensic pathologist expert, **39:9**

CROSS-EXAMINATION

Accident Reconstruction Expert (this index)

Accounting Expert (this index)

Acknowledged inaccuracies and inconsistencies, **1:245, 1:246**

Acknowledged treatises or articles as authoritative, **1:259**

Acknowledgment of qualifications, **1:241**

Admissions, **1:194, 1:240**

Advice for new expert, **1:290**

Affiliations, **1:228**

Agreement, highlighting areas of, **1:195**

Agricultural machine injury expert, **38:29 to 38:42**

Alternative schools of professional thought, **1:243**

Alternative schools, Professional thought, **43:26**

Anticipating questions and weak points, **1:182**

Areas of inquiry, **1:193**

Associations and affiliations, **1:228**

Attacking documents, **43:29**

Attacking documents, records, exhibits and demonstrative evidence, **1:244**

Attorneys, relationship to, **1:237**

Authoritative treatises, contraction of expert through, **42:20 et seq.**

Bias of the expert witness, **43:27**

Bias or interest, **1:198, 1:235**

Business Appraisal Expert (this index)

Certification or noncertification, **1:231**

Comparison of expert's qualifications to other experts in case, **1:233**

Construction Expert (this index)

Consultation with others, **1:256**

Copyright Expert (this index)

Correctness of testimony, **1:242**

Cosmetics expert, **35:35, 35:36**

Custody Expert (this index)

Date and manner of first involvement in case, **1:249**

Defendant surgeon did not provide standard of care, **43:21**

Demonstrative evidence, **1:244, 1:246**

Deposition of opponent's expert, **1:85**

CROSS-EXAMINATION—Cont'd

Deposition of opponent's expert witness

Conclusion, **43:32**

Documents, **1:244, 1:245, 1:252**

Economic Loss Expert (this index)

Education, **1:226, 1:227, 1:243**

Elevator expert, **30:41 to 30:63**

Environmental expert, **37:29 to 37:42**

Examination or inspection, **1:253, 1:254, 1:257**

Exhibits, **1:244**

Experts acknowledged, Qualify as experts, **43:25**

Expert witness, **43:18 to 43:33**

Explaining nature of cross-examination, **1:181**

Favorable parts, **1:247**

Financial interest in case, **1:238**

Firearms Expert (this index)

Fire Expert (this index)

Fire Protection Engineer Expert (this index)

First involvement in case, **1:249**

Forensic pathologist expert, **39:24**

General guidelines, **1:184, 1:221**

Highlighting areas of agreement, **1:195**

Highlighting favorable parts of writings, **1:247**

Hired gun, **1:239**

Historian expert, **41:29, 41:30**

Human Factors Expert (this index)

Hypothetical question, pattern for, **1:263**

Identification, **1:222**

Impeaching, **1:196**

Inaccuracies, **1:245, 1:246**

Inadequate preparation, **1:199**

Inconsistencies, **1:202, 1:245, 1:261**

Inconsistent writings or testimony, **43:30**

Incorrect opinion, **1:201**

Insufficient basis for opinion, **1:200**

Intellectual Property Expert (this index)

Knowledge of facts, sources of, **1:251**

Lead paint expert, **36:61 to 36:84**

Licenses, **1:225**

INDEX

CROSS-EXAMINATION—Cont'd

Limited professional qualifications,
1:234

Medical Expert (this index)

Medical expert unqualified to testify,
Specialist standard of care

Cross-examination testimony, **43:20**

Medical witness unqualified to provide
testimony, Defendant, **43:22**

Membership in professional societies
and organizations, **1:229**

Meteorological Expert (this index)

Mold expert, **34:64 et seq.**

Motorboat Liability Expert (this
index)

Motorcycle expert, **32:39 to 32:62**

Motor Vehicle Products Expert (this
index)

Objecting to testimony, **43:31**

Objections, **1:185**

Occupation, **1:224**

Opinion, generally, **1:200, 1:201**

Opponent's specialist expert wit-
ness, **43:19**

Opposing expert witness, **43:18**

Other experts, testimony believed to be
correct, **1:242**

Others acknowledged to qualify as
experts, **1:241**

Parties, relationship to, **1:237**

Pathologist Expert (this index)

Pattern for hypothetical question, **1:263**

Physical evidence inspected or
examined or not inspected or
examined, **1:254**

Physical examinations conducted or not
conducted, **1:253**

Post-deposition follow-up, **43:33**

Post-graduate education and training,
1:227

Preparation for cross-examination of
opposing expert, generally, **1:190
et seq.**

Preparation for testimony, **43:28**

Preparation for testimony, generally,
1:248

Preparation, generally, **1:190 et seq.**

Preparation of expert for cross-examina-
tion, generally, **1:180 et seq.**

CROSS-EXAMINATION—Cont'd

Prior inconsistencies, **1:261, 1:262**

Products Liability Expert (this index)

Professional education, **1:226**

Professional expert witness, **1:239**

Professional qualifications, **1:234**

Professional societies and organizations,
1:229

Professional thought, alternative schools
of, **1:243**

Profession or occupation, **1:224**

Psychiatrist/Psychologist Expert (this
index)

Publications

generally, **1:232**

prior inconsistent statements in
publications written or
contributed to by expert, **1:261**
scholarly works or professional
articles, **1:257, 1:258**

Purposes and goals, **1:191**

Qualifications

generally, **1:197, 1:223**

comparison of expert's qualifications
to other experts in case, **1:233**

others acknowledged to qualify as
experts, **1:241**

summary of limited professional
qualifications, **1:234**

Questioned Documents Expert (this
index)

Real Estate Appraisal Expert (this
index)

Records, **1:244, 1:245, 1:252**

Records, exhibits and demonstrative
evidence, **43:29**

Redirect examination, **1:186**

Rehearsing, **1:183**

Relationship to litigation, **1:236**

Relationship to parties and counsel,
1:237

Reports, written, **1:250**

Seatbelt defense expert, **33:105 to
33:130**

Securities Valuation Expert (this
index)

Ski safety expert, **31:46 to 31:69**

Sources of knowledge of facts of case,
1:251

CROSS-EXAMINATION—Cont'd

Special areas, **43:23**
 Specialty or subspecialty, **1:230**
 Speeches, **1:262**
 Studies, **1:255**
 Subspecialty, **1:230**
 Summary of limited professional qualifications, **1:234**
 Techniques, **1:192**
 Tests and studies done or not done, **1:255**
Toxic Expert (this index)
 Training, post-graduate, **1:227**
 Treatises or articles, **1:259, 1:260**
 Validity of scientific theories, **43:24**
 Vocational expert, **40:19**
 Weak points, **1:182**
 Writings, records and documents read or reviewed, **1:247, 1:252**
 Written reports, **1:250**
 Written statements, **1:261**

CURRENT ASSOCIATIONS AND AFFILIATIONS

Associations and Affiliations (this index)

CURRENT PROGNOSIS

Psychiatrist/psychologist expert, **6:70**

CUSTODY EXPERT

Generally, **17:1 et seq.**
 Admissibility of evidence, **17:40**
 Associations and affiliations, **17:55, 17:84**
 Attorney, relationship to, **17:60, 17:88**
 Basis for opinion, generally, **17:71, 17:101**
 Bias, **17:87, 17:88**
 Certifications, **17:54, 17:83**
 Consultations with others, **17:65, 17:94**
 Contents of pretrial report, **17:32**
 Cross-examination, generally, **17:80 et seq.**
 Deposition of opponent's expert, **17:27**
 Direct examination, generally, **17:50 et seq.**
 Discovery, **17:23**
 Education, **17:52, 17:81**
 Evaluations, **17:24, 17:25, 17:66, 17:95**

CUSTODY EXPERT—Cont'd

Experience, **17:58, 17:86, 17:87**
 Facts, introduction to, **17:61, 17:90**
 Hypothetical questions, **17:70, 17:100**
 Identification, **17:51**
 Information relied upon for pretrial report, **17:31**
 Inventory of psychological tests, **17:26**
 Knowledge about facts, sources of, **17:62, 17:91**
 Licenses, **17:53, 17:82**
 Locating expert, **17:11**
 Membership in professional societies and organizations, **17:56**
 Opinion, basis for, generally, **17:71**
 Opinion testimony, generally, **17:70, 17:71, 17:100, 17:101**
 Parties, evaluation of, **17:24**
 Parties, relationship to, **17:60, 17:88**
 Past experience as expert, **17:87**
 Preliminary conference with expert, **17:21**
 Preparation for testimony, generally, **17:60 et seq., 17:90 et seq.**
 Pretrial involvement
 generally, **17:20 et seq.**
 deposition of opponent's expert, **17:27**
 discovery, **17:23**
 evaluation of parties and children, **17:24**
 inventory of psychological tests, **17:26**
 preliminary conference with expert, **17:21**
 psychological tests, inventory of, **17:26**
 psychological tests used for evaluations, **17:25**
 trial preparation of expert, **17:22**
 Pretrial report, **17:30 to 17:32**
 Professional associations and affiliations, **17:55, 17:84**
 Professional experience, **17:58**
 Professional societies and organizations, membership in, **17:56**
 Psychological tests, **17:25, 17:26, 17:67, 17:96**
 Psychotherapist-patient privilege, **17:40**

INDEX

CUSTODY EXPERT—Cont'd

Published scholarly works or professional articles, **17:57, 17:85**

Qualifications

generally, **17:50 et seq., 17:81 et seq.**
associations and affiliations, **17:55, 17:84**

certifications, **17:54, 17:83**

education, **17:52, 17:81**

experience, **17:58, 17:86, 17:87**

identification, **17:51**

licenses, **17:53, 17:82**

membership in professional societies and organizations, **17:56**

past experience as expert, **17:87**

professional associations and affiliations, **17:55, 17:84**

professional experience, **17:58**

professional societies and organizations, membership in, **17:56**

published scholarly works or professional articles, **17:57, 17:85**

societies and organizations, membership in, **17:56**

Records and documents read or reviewed, **17:92**

Relationship to parties and attorney, **17:60, 17:88**

Reports, written, **17:63**

Selection of expert, **17:10 to 17:12**

Societies and organizations, membership in, **17:56**

Specialists, consultations with, **17:65**

Tests, **17:25, 17:26, 17:67, 17:96**

Treatises, books and articles consulted, **17:93**

Trial preparation of expert, **17:22**

Writings, records and documents read or reviewed, **17:64**

Written statements, **17:63**

DAMAGES

Accounting expert, **7:73**

Cosmetics expert, **35:27, 35:28**

Lead paint expert, **36:19, 36:20**

Mold expert, **34:22, 34:23**

Ski safety expert, **31:7, 31:8**

Toxic expert, **14:41**

DAUBERT

Scientific Testimony (this index)

DEATH

Pathologist Expert (this index)

DEFENDANT SURGEON

Standard of care

cross-examination, **43:21**

DEFENSE

Medical expert, **2:14, 2:244, 2:273**

Mold expert, **34:15, 34:16**

Seatbelt Defense Expert (this index)

Ski safety expert, **31:6**

DEFENSES

Lead Paint Expert (this index)

DEFINITIONS AND TERMINOLOGY

Accident reconstruction expert, **8:70**

Accounting expert, **7:70**

Advice for new expert, **1:282**

Agricultural machine injury expert, **38:28**

Architecture expert, **23:68**

Asbestos abatement expert, **25:35**

Authoritative treatises, contradiction of expert through, **42:19**

Business appraisal expert, **20:71**

Construction expert, **11:70**

Copyright expert, **13:70**

Deposition of opponent's expert, **1:97**

Economic loss expert, **4:70**

Employment expert, **19:70**

Environmental expert, **37:28**

Expert witness, **1:3**

Firearms expert, **15:75**

Fire expert, **22:68**

Historian expert, **41:28**

Human factors expert, **21:68**

Lead paint expert, **36:57**

Medical expert, **2:15**

Meteorological expert, **18:70**

Mold expert, **34:60**

Motorcycle expert, **32:37**

Pathologist expert, **12:70**

Police misconduct expert, **24:67**

Preliminary conference, **1:56**

Products liability expert, **3:2**

DEFINITIONS AND TERMINOLOGY

—Cont'd

Psychiatrist/psychologist expert, **6:65**
 Questioned documents expert, **10:70**
 Real estate appraisal expert, **5:81**
 Securities valuation expert, **9:70**
 Sex discrimination expert, **26:36**
 Ski safety expert, **31:44**
 Toxic expert, **14:70**

DEMEANOR

Generally, **1:32**

DEMONSTRATIVE EVIDENCE

Accident reconstruction expert, **8:33, 8:44, 8:68, 8:111**
 Accounting expert, **7:34**
 Advice for new expert, **1:289**
 Architecture expert, **23:33, 23:65, 23:98**
 Asbestos abatement expert, **25:15, 25:33, 25:56**
 Business appraisal expert, **20:33**
 Construction expert, **11:33**
 Copyright expert, **13:33**
 Cross-examination, **43:29**
 Cross-examination, **1:244, 1:246**
 Direct examination, **1:148**
 Economic loss expert, **4:33**
 Elevator expert, **30:17, 30:36, 30:58**
 Employment expert, **19:33**
 Firearms expert, **15:33, 15:73**
 Fire expert, **22:33, 22:65, 22:98**
 Human factors expert, **21:33, 21:65, 21:98**
 Intellectual property expert, **27:14**
 Lead paint expert, **36:35, 36:54**
 Meteorological expert, **18:33**
 Motorboat liability expert, **28:14**
 Motorcycle expert, **32:15, 32:34, 32:57**
 Motor vehicle products expert, **16:33, 16:91**
 Pathologist expert, **12:33**
 Police misconduct expert, **24:32, 24:64, 24:98**
 Products liability expert, **3:32**
 Psychiatrist/psychologist expert, **6:32**
 Questioned documents expert, **10:33**
 Real estate appraisal expert, **5:33, 5:74**
 Seatbelt defense expert, **33:56**

DEMONSTRATIVE EVIDENCE

—Cont'd

Securities valuation expert, **9:33**
 Sex discrimination expert, **26:14, 26:33, 26:55**
 Ski safety expert, **31:22, 31:41**
 Toxic expert, **14:34**

DEODORANTS

Cosmetics expert, **35:15**

DEPOSITIONS

Advice for new expert, **1:284, 1:285**
 Bases for opinion, **1:83**
Contradiction of Expert Through Authoritative Treatise (this index)
 Copies, identification and copying of materials, **1:93**
 Copyright expert, **13:23**
 Cross-examination and impeachment, **1:85**
 Custody expert, **17:27**
 Definitions and terminology, **1:97**
 Discovery, **1:64**
 Economic loss expert, **4:23**
 Elevator expert, **30:11, 30:12**
 Examinations, tests, and studies, **1:98**
 Expected areas of inquiry, **1:74**
 Familiarity with case, **1:71, 1:87**
 Familiarity with past writings, statements and testimony, **1:72**
 Firearms expert, **15:25, 15:26**
Fire Expert (this index)
 Forensic pathologist expert, **39:16, 39:17**
 Freezing testimony, **1:84**
Human Factors Expert (this index)
 Hypothetical questions, **1:90**
 Identification and copying of materials, **1:93**
 Impeachment, **1:85**
 Intellectual property expert, **27:8, 27:9**
 Introduction to facts, **1:95**
 Lead paint expert, **36:29, 36:30, 36:83**
 Materials to bring, **1:73**
Medical Expert (this index)
 Meteorological expert, **18:24**
 Motorboat liability expert, **28:8, 28:9**
 Motorcycle expert, **32:8, 32:9, 32:61**

INDEX

DEPOSITIONS—Cont'd

- Motor vehicle products expert, **16:25**
- Objections, **1:92**
- Obtaining leads, **1:82**
- Pathologist expert, **12:24**
- Preparation for use of expert in deposition, **1:88**
- Preparation, generally, **1:70**
- Preparation of counsel, generally, **1:86, 1:89**
- Psychiatrist/psychologist expert, **6:25**
- Publications consulted, **1:96**
- Qualifications, **1:94**
- Relevant facts, discovery of, **1:81**
- Retained expert, generally, **1:70 et seq.**
- Seatbelt defense expert, **33:49 to 33:51**
- Securities valuation expert, **9:24**
- Ski safety expert, **31:16, 31:17, 31:68**
- Studies, **1:98**
- Tests, **1:98**
- Toxic expert, **14:23**
- Treatises and publications consulted, **1:96**
- Vocational expert, **40:11, 40:12**
- Why questions, **1:91**
- Writings, **1:72**

DEPRECIATION

- Real estate appraisal expert, **5:94, 5:142**

DESIGN

- Cosmetics expert, **35:4**
- Firearms expert, **15:71, 15:101**
- Motor vehicle products expert, **16:60**

DESTRUCTIVE

CROSS-EXAMINATION

- Psychiatrist/psychologist expert, **6:97, 6:104**

DEVELOPMENT OF MOLD

LITIGATION

- Mold expert, **34:4**

DIRECT EXAMINATION

- Accident Reconstruction Expert** (this index)
- Accounting Expert** (this index)
- Advice for new expert, **1:288**
- Agricultural machine injury expert, **38:14 to 38:28**

DIRECT EXAMINATION—Cont'd

- Associations and affiliations, **1:126, 1:127**
- Authoritative sources, **1:152**
- Authoritative treatises, contraction of expert through, **42:10 et seq.**
- Business Appraisal Expert** (this index)
- Cardiogeriatric Specialist expert, **43:17**
- Certifications, **1:129**
- Construction Expert** (this index)
- Consultation with others, **1:140, 1:147**
- Copyright Expert** (this index)
- Current associations and affiliations, **1:127**
- Custody Expert** (this index)
- Demonstrative evidence, **1:148**
- Economic Loss Expert** (this index)
- Education, **1:124, 1:125**
- Elevator expert, **30:20 to 30:40**
- Employment Expert** (this index)
- Environmental expert, **37:14 to 37:28**
- Examination or inspection, **1:145**
- Exhibits and demonstrative evidence, **1:148**
- Expert witness, Generally, **43:15 to 43:17**
- Expert witness, Trial checklist, **43:15**
- Financial interest in case, **1:137**
- Firearms Expert** (this index)
- Fire Expert** (this index)
- Fire Protection Engineer Expert** (this index)
- Forensic pathologist expert, **39:20 to 39:23**
- Government agencies involved, **1:149**
- Government standards of care, **1:150**
- Historian expert, **41:14 et seq.**
- Human Factors Expert** (this index)
- Hypothetical questions, **1:153**
- Identification of witness, **1:121**
- Industry or professional standards of care, **1:151**
- Intellectual Property Expert** (this index)
- Interventional Cardiologist expert testimony, **43:16**
- Introduction of facts, **1:138**
- Knowledge of facts, sources of, **1:139**

DIRECT EXAMINATION—Cont'd

Lead paint expert, **36:38 to 36:60**
 Licenses, **1:123**
Medical Expert (this index)
 Membership in professional societies and organizations, **1:132**
Meteorological Expert (this index)
 Mold expert, **34:41 et seq.**
Motorboat Liability Expert (this index)
 Motorcycle expert, **32:18 to 32:38**
Motor Vehicle Products Expert (this index)
 Occupation, **1:122**
 Opinions, generally, **1:154, 1:155**
 Parties, relationship to, **1:136**
 Party to lawsuit, past experience as, **1:134**
 Past experience as expert, **1:133**
 Past experience as party to lawsuit, **1:134**
Pathologist Expert (this index)
 Physical evidence examined or inspected in preparation, **1:145**
 Physical examination conducted in preparation, **1:144**
 Post-graduate education and training, **1:125**
Products Liability Expert (this index)
 Professional education, **1:124**
 Professional societies and organizations, **1:132**
 Professional standards of care, **1:151**
 Profession or occupation, **1:122**
Psychiatrist/Psychologist Expert (this index)
 Published scholarly works or professional articles, **1:131**
Questioned Documents Expert (this index)
Real Estate Appraisal Expert (this index)
 Relationship to litigation, **1:135**
 Relationship to parties and counsel, **1:136**
 Reports, written, **1:141**
 Research conducted, **1:130**
 Seatbelt defense expert, **33:59 to 33:104**

DIRECT EXAMINATION—Cont'd

Securities Valuation Expert (this index)
 Ski safety expert, **31:25 to 31:45**
 Source of knowledge of facts, **1:139**
 Specialty or subspecialty, **1:128**
 Standards of care, **1:150, 1:151**
 Studies conducted, **1:146**
 Subspecialty, **1:128**
 Tests, **1:146**
Toxic Expert (this index)
 Training, post-graduate, **1:125**
 Treatises or articles, **1:142, 1:152**
 Vocational expert, **40:15 to 40:18**
 Writings, records and documents read or reviewed, **1:143**
 Written statements and reports, **1:141**

DISCOVERY

Generally, **1:60 et seq.**
 Accident reconstruction expert, **8:27**
 Accounting expert, **7:23**
 Advice for new expert, **1:274**
 Agricultural machine injury expert, **38:9**
 Architecture expert, **23:23**
 Asbestos abatement expert, **25:8**
 Business appraisal expert, pretrial discovery of opposing expert, **20:24**
 Construction expert, **11:23, 11:24**
 Copyright expert, **13:22**
 Custody expert, **17:23**
 Deposing under Federal Rules, **1:64**
 Employment expert, **19:23**
 Environmental expert, **37:9**
 Federal Rule of Civil Procedure, generally, **1:62**
 Firearms expert, **15:24**
 Fire expert, **22:23**
 Forensic pathologist expert, **39:15**
 General rules, **1:61**
 Historian expert, **41:9**
 Human factors expert, **21:23**
 Meteorological expert, **18:22**
 Motor vehicle products expert, **16:24**
 Pathologist expert, **12:23**
 Police misconduct expert, **24:23**
 Products liability expert, **3:23**
 Psychiatrist/psychologist expert, **6:23**

INDEX

DISCOVERY—Cont'd

- Questioned documents expert, **10:23**
- Real estate appraisal expert, **5:24**
- Seatbelt defense expert, **33:49 to 33:51**
- Securities valuation expert, **9:23**
- Sex discrimination expert, **26:8**
- Toxic expert, **14:22**
- Vocational expert, **40:10**
- Work product, privilege and fairness, **1:63**

DIVORCE AND REMARRIAGE

- Economic loss expert, **4:123**

DOCUMENTS

- Generally. **Writings, Records, and Documents** (this index)
- Cross-examination, **1:244, 1:245, 1:252**
- Direct examination, **1:143**
- Questioned Documents Expert** (this index)

DRIVING RECORD

- Economic loss expert, **4:122**

EARNINGS

- Economic loss expert, **4:73, 4:114, 4:115**
- Real estate appraisal expert, **5:95, 5:143**

ECONOMIC LOSS EXPERT

- Generally, **4:1 et seq.**
- Admissibility of evidence
 - generally, **4:40 et seq.**
 - Federal Rules of Evidence, **4:46**
 - household services, **4:44**
 - inflation and productivity, **4:41**
 - minors, **4:43**
 - social policy perspectives, **4:45**
 - taxation, **4:42**
- Associations and affiliations, **4:55, 4:93**
- Attorney, relationship to, **4:96**
- Basis for opinion, generally, **4:110 et seq.**
- Bias, **4:95 to 4:98**
- Calculations prepared by expert, **4:32**
- Collateral source rule, **4:126**
- Consultations with others, **4:64, 4:104**
- Contents of pretrial report, **4:34**
- Cross-examination
 - generally, **4:90 et seq.**

ECONOMIC LOSS EXPERT—Cont'd

- Cross-examination—Cont'd
 - qualifications, *infra*
- Definitions and terminology, **4:70**
- Demonstrative evidence prepared by expert, **4:33**
- Deposition of expert, **4:23**
- Direct examination
 - generally, **4:50 et seq.**
 - qualifications, *infra*
- Divorce and remarriage, **4:123**
- Driving record, **4:122**
- Earnings, **4:73, 4:114, 4:115**
- Education, **4:53, 4:91**
- Experience, **4:54, 4:92**
- Facts, introduction of, **4:60, 4:100**
- Facts, sources of knowledge about, **4:61, 4:102**
- Federal Rules of Evidence, **4:46**
- Fees, **4:97**
- Final argument, **4:130**
- Foundation evidence, **4:51**
- Fringe benefits, **4:76, 4:120**
- Household services, **4:44, 4:77, 4:124**
- Hypothetical facts, varying, **4:106**
- Hypothetical questions for expert opinion, formulation of, **4:71**
- Identification, **4:52**
- Income taxes, **4:116**
- Inflation and productivity, **4:41, 4:74, 4:112**
- Information provided to expert, **4:31**
- Life expectancy, **4:75, 4:118**
- Locating expert, **4:11**
- Medical expenses, **4:79**
- Merit pay increases, **4:114**
- Minors, **4:43, 4:78, 4:125**
- Objections, **4:127**
- Opinion testimony, generally, **4:70 et seq., 4:110 et seq.**
- Other evidence as bias, **4:98**
- Parties, relationship to, **4:96**
- Past experience as expert, **4:95**
- Pattern cross-examination, **4:128**
- Pattern outline of direct examination, **4:82**
- Personal consumption expenditures, **4:80, 4:121**

ECONOMIC LOSS EXPERT—Cont'd

Possible future earnings, **4:115**
 Preliminary conference with expert, **4:21**
 Preparation for testimony, generally, **4:60 et seq., 4:100 et seq.**
 Present value computation, **4:81, 4:111**
 Pretrial involvement of expert, **4:20 to 4:23**
 Pretrial report
 generally, **4:30 et seq.**
 calculations prepared by expert, **4:32**
 contents of report, **4:34**
 demonstrative evidence prepared by expert, **4:33**
 information provided to expert, **4:31**
 Probability computation, **4:117**
 Published scholarly works, **4:56**
 Published scholarly works or professional articles, **4:94**
 Qualifications
 generally, **4:50 et seq., 4:90 et seq.**
 associations and affiliations, **4:55, 4:93**
 cross-examination, generally, **4:90 et seq.**
 direct examination, generally, **4:50 et seq.**
 education, **4:53, 4:91**
 experience, **4:54, 4:92**
 foundation evidence, **4:51**
 identification, **4:52**
 published scholarly works or professional articles, **4:56**
 Relationship to parties and counsel, **4:96**
 Remarriage, **4:123**
 Reports
 pretrial report, *supra*
 written statements and reports, **4:62, 4:101**
 Selection of expert, **4:10 to 4:12**
 Social policy perspectives, **4:45**
 Sources of data, **4:65**
 Summation, **4:130**
 Taxation, **4:42**
 Treatises, books and articles consulted, **4:105**
 Trial preparation of expert, **4:22**
 U.S. government as source of data, **4:65**

ECONOMIC LOSS EXPERT—Cont'd

Value, present value computation, **4:81, 4:111**
 Work-life expectancy uncertainties, **4:119**
 Writings, records and documents read or reviewed, **4:63, 4:103**
 Written statements and reports, **4:62, 4:101**

EDUCATION

Generally, **1:25**
 Accident reconstruction expert, **8:53, 8:83**
 Accounting expert, **7:52, 7:81**
 Alternative schools of professional thought, **1:243, 8:89**
 Architecture expert, **23:53, 23:82**
 Asbestos abatement expert, **25:21, 25:40**
 Business appraisal expert, **20:51, 20:82**
 Construction expert, **11:52, 11:81**
 Copyright expert, **13:52, 13:81**
 Cross-examination, **1:226, 1:227, 1:243**
 Custody expert, **17:52, 17:81**
 Direct examination, **1:124, 1:125**
 Economic loss expert, **4:53, 4:91**
 Elevator expert, **30:23, 30:43**
 Employment expert, **19:52, 19:81**
 Firearms expert, **15:52, 15:81**
 Fire expert, **22:53, 22:82**
 Human factors expert, **21:52, 21:82**
 Intellectual property expert, **27:20, 27:40**
 Lead paint expert, **36:42, 36:64**
 Meteorological expert, **18:52, 18:81**
 Mold expert, **34:44**
 Motorboat liability expert, **28:20, 28:43**
 Motorcycle expert, **32:21, 32:42**
 Motor vehicle products expert, **16:41, 16:72**
 Pathologist expert, **12:52, 12:81**
 Police misconduct expert, **24:52, 24:82**
Post-Graduate Education and Training (this index)
 Products liability expert, **3:52, 3:82**
Professional Education (this index)
 Psychiatrist/psychologist expert, **6:54, 6:81**

INDEX

EDUCATION—Cont'd

- Questioned documents expert, **10:52, 10:81**
- Real estate appraisal expert, **5:56, 5:117**
- Securities valuation expert, **9:52, 9:81**
- Sex discrimination expert, **26:20, 26:40**
- Ski safety expert, **31:28, 31:49**
- Toxic expert, **14:52, 14:81**
- Universities and colleges, generally, **1:25**

ELECTRICAL ACCIDENT RECONSTRUCTION

- Accident reconstruction expert, **8:23**

ELEVATOR EXPERT

- Generally, **30:1 et seq.**
- Admissibility of evidence, **30:19**
- Advice for new expert, **30:65**
- Associations and affiliations, **30:26, 30:46**
- Basis for opinion, **30:57 to 30:62**
- Bias, **30:29, 30:50**
- Computer-generated evidence, **30:18**
- Concluding deposition of opponent's expert, **30:62**
- Consultations with others, **30:34, 30:56**
- Cross-examination, **30:41 to 30:63**
- Demonstrative evidence, **30:36, 30:58**
- Demonstrative evidence prepared by expert, **30:17**
- Depositions, **30:11, 30:12**
- Direct examination, **30:20 to 30:40**
- Education, **30:23, 30:43**
- Elements of damages, **30:3**
- Elements of proof, **30:4**
- Exhibits, **30:36, 30:58**
- Experience, **30:25, 30:45**
- Final argument, **30:64**
- Government agencies, **30:37**
- Hypothetical questions, **30:40**
- Identification, **30:22, 30:42**
- Inconsistent writings, **30:59**
- Objecting to testimony, **30:60**
- Opinion testimony, **30:39, 30:40**
- Pattern cross-examination, **30:61**
- Post-deposition follow-up, **30:63**
- Preliminary conference, **30:9**
- Preparation, **30:13**

ELEVATOR EXPERT—Cont'd

- Preparation for testimony, **30:29 to 30:38, 30:51 to 30:56**
- Pretrial discovery, **30:10**
- Pretrial involvement, **30:8 et seq.**
- Pretrial report, **30:14 to 30:18**
- Profession or occupation and licenses, **30:24, 30:44**
- Publications, **30:47**
- Qualifications, **30:23 to 30:28**
- Qualifications of opposing expert, **30:43 to 30:50**
- Research and published scholarly works, **30:27**
- Sample witness qualification checklist, **30:21**
- Selection of expert, **30:5 to 30:7**
- Sources of knowledge about facts, **30:31, 30:54**
- Standards of care, **30:38**
- Summation, **30:64**
- Tests and inspections, **30:35**
- Writings read or reviewed, **30:33, 30:55**
- Written reports, **30:53**
- Written statements and reports, **30:32**

EMERGENCY DEPARTMENT TURNAWAY

- Medical malpractice, medical expert, **2:300 to 2:303**

EMOTIONAL DISTRESS

- Toxic expert, **14:41**

EMPLOYMENT EXPERT

- Generally, **19:1 et seq.**
- Admissibility of evidence
 - generally, **19:40 et seq.**
 - business exception to hearsay rule, **19:41**
 - computer-generated evidence, **19:43**
 - summaries exception to best evidence rule, **19:42**
- Associations and affiliations, **19:54, 19:84**
- Attorney, relationship to, **19:87**
- Basis for opinion, **19:100**
- Best evidence rule, **19:42**
- Bias, **19:86 to 19:88**

EMPLOYMENT EXPERT—Cont'd

- Business exception to hearsay rule, **19:41**
- Certification, **19:83**
- Computer-generated evidence, **19:43**
- Consultation with others, **19:65, 19:95**
- Content of pretrial report, **19:32**
- Definitions and terminology, **19:70**
- Demonstrative evidence, **19:33**
- Direct examination
 - generally, **19:50 et seq.**
 - qualifications, *infra*
- Discovery, pretrial involvement, **19:23**
- Education, **19:52, 19:81**
- Examination or inspection, **19:63**
- Experience, **19:53, 19:82, 19:86**
- Facts, introduction to, **19:60, 19:91**
- Facts, sources of knowledge about, **19:61, 19:93**
- Fees, **19:88**
- Hearsay rule, **19:41**
- Hypothetical questions and examples, **19:71**
- Identification, **19:51**
- Information relied upon for pretrial report, **19:31**
- Locating expert, **19:11**
- Opinion, basis for, **19:100**
- Opinion testimony, generally, **19:70, 19:71**
- Overview, **19:1**
- Parties, relationship to, **19:87**
- Past experience as expert, **19:86**
- Preliminary conference, **19:21**
- Preparation for testimony, generally, **19:60 et seq., 19:90 et seq.**
- Pretrial involvement
 - generally, **19:20 et seq.**
 - discovery, **19:23**
 - preliminary conference, **19:21**
 - trial, preparation for, **19:22**
 - use, generally, **19:20**
- Pretrial preparation, generally, **19:22**
- Pretrial report
 - generally, **19:30 et seq., 19:92**
 - contents, **19:32**
 - demonstrative evidence, **19:33**
 - information relied upon, **19:31**

EMPLOYMENT EXPERT—Cont'd

- Published or unpublished scholarly works or professional articles, **19:55, 19:85**
- Qualifications
 - generally, **19:50 et seq., 19:80 et seq.**
 - associations and affiliations, **19:54, 19:84**
 - certification, **19:83**
 - education, **19:52, 19:81**
 - experience, **19:53, 19:82, 19:86**
 - identification, **19:51**
 - past experience as expert, **19:86**
 - published or unpublished scholarly works or professional articles, **19:55, 19:85**
- Relationship to parties and attorney, **19:87**
- Reports
 - pretrial report, *supra*
 - written statements, **19:62**
- Selection of expert
 - generally, **19:10 et seq.**
 - locating expert, **19:11**
 - when to use expert, **19:10**
- Summaries exception to best evidence rule, **19:42**
- Tests, **19:63**
- When to use expert
- Writings, records and documents read or reviewed, **19:64, 19:94**
- Written statements and reports, **19:62**

ENGINEERS

- Fire protection. **Fire Protection Engineer Expert** (this index)

ENVIRONMENTAL EXPERT

- Generally, **37:1 et seq.**
- Admissibility of evidence, **37:13**
- Advice for new expert, **37:44**
- Alternative schools of thought, **37:35**
- Associations and affiliations, **37:18**
- Attacking documents, **37:38**
- Basis for use of expert testimony, **37:2**
- Bias, **37:20, 37:36**
- Concluding deposition of opponent's witness, **37:41**
- Consultations with others, **37:23**
- Controlling witness, **37:31**

INDEX

ENVIRONMENTAL EXPERT—Cont'd

- Cross-examination, **37:29 to 37:42**
- Definitions and terminology, **37:28**
- Direct examination, **37:14 to 37:28**
- Discovery considerations, **37:9**
- Employment considerations, **37:6**
- Exhibits and demonstrative evidence, **37:25**
- Final argument, **37:43**
- Government agencies involved, **37:26**
- Hypothetical questions, **37:16**
- Inconsistent writings or testimony, **37:39**
- Interrogatories, **37:12**
- Objecting to testimony, **37:40**
- Opposing expert, cross-examination of, **37:30**
- Opposing expert, deposition of, **37:11**
- Oral deposition, **37:10**
- Post-deposition follow-up, **37:42**
- Preparation, **37:8, 37:37**
- Pretrial involvement, **37:10 to 37:12**
- Proffering witness and opposing counsel's voir dire, **37:15**
- Qualifying expert, **37:14**
- Reports, use of, **37:7**
- Research published and scholarly works, **37:19**
- Retaining of expert, **37:5**
- Role of expert in environmental litigation, **37:3**
- Selection of expert, **37:4 to 37:9**
- Sources of knowledge about facts, **37:21**
- Special areas of cross-examination, **37:32**
- Standards of care, **37:27**
- Tests and inspections conducted, **37:24**
- Validity of scientific theories, **37:33**
- Writings read or reviewed, **37:22**

EVALUATIONS

- Advice for new expert, **1:271**
- Custody expert, **17:24, 17:25, 17:66, 17:95**
- Motor vehicle products expert, **16:22**
- Psychiatrist/psychologist expert, **6:44, 6:66**

EXAMINATION OF PATIENT

- Cross-examination, **1:253**
- Psychiatrist/psychologist expert, **6:24**

EXAMINATION OR INSPECTION

- See also **Investigation** (this index)
- Accident reconstruction expert, **8:66**
- Advice for new expert, **1:272, 1:281**
- Architecture expert, **23:22, 23:64, 23:95**
- Asbestos abatement expert, **25:7, 25:32, 25:53**
- Cross-examination, **1:254, 1:257**
- Depositions, **1:98**
- Direct examination, **1:145**
- Employment expert, **19:63**
- Firearms expert, **15:22, 15:70, 15:100**
- Fire expert, **22:22, 22:64, 22:95**
- Human factors expert, **21:22, 21:64, 21:95**
- Meteorological expert, **18:65, 18:97**
- Motor vehicle products expert, **16:55, 16:56**
- Physical evidence, **8:105**
- Police misconduct expert, **24:22, 24:63, 24:95**
- Preliminary conference, **1:55**
- Pretrial, generally, **1:42**
- Products liability expert, **3:22, 3:69, 3:99**
- Psychiatrist/psychologist expert, **6:66**
- Real estate appraisal expert, **5:90, 5:134**
- Sex discrimination expert, **26:32**
- Toxic expert, **14:64**

EXHIBITS

- Accident reconstruction expert, **8:68, 8:111**
- Agricultural machine injury expert, **38:25**
- Architecture expert, **23:65, 23:98**
- Asbestos abatement expert, **25:33, 25:56**
- Cross-examination, **43:29**
- Cross-examination, **1:244**
- Direct examination, **1:148**
- Elevator expert, **30:36, 30:58**
- Environmental expert, **37:25**
- Firearms expert, **15:73**
- Fire expert, **22:65, 22:98**
- Historian expert, **41:25**

EXHIBITS—Cont'd

Human factors expert, 21:65, 21:98
 Intellectual property expert, 27:33
 Lead paint expert, 36:54
 Mold expert, 34:57
 Motorboat liability expert, 28:34
 Motorcycle expert, 32:34
 Motor vehicle products expert, 16:91
 Police misconduct expert, 24:64, 24:98
 Real estate appraisal expert, 5:74
 Sex discrimination expert, 26:33, 26:55

EXPERIENCE

Accident reconstruction expert, 8:55, 8:84
 Accounting expert, 7:53, 7:82
 Architecture expert, 23:55, 23:84
 Asbestos abatement expert, 25:23, 25:42
Business Appraisal Expert (this index)
 Construction expert, 11:53, 11:82
 Copyright expert, 13:53, 13:82
 Custody expert, 17:58, 17:86, 17:87
 Economic loss expert, 4:54, 4:92
 Elevator expert, 30:25, 30:45
 Employment expert, 19:52, 19:82
 Expert medical witness, 43:2
 Firearms expert, 15:53, 15:82
 Fire expert, 22:55, 22:84
 Human factors expert, 21:54, 21:84
 Intellectual property expert, 27:22, 27:42
 Lead paint expert, 36:43, 36:66
 Meteorological expert, 18:53, 18:82
 Mold expert, 34:46
 Motorboat liability expert, 28:22, 28:45
 Motorcycle expert, 32:23, 32:44
 Motor vehicle products expert, 16:42, 16:73
 Party to lawsuit. **Past Experience as Party to Lawsuit** (this index)
Past Experience as Expert (this index)
 Pathologist expert, 12:53, 12:82
 Police misconduct expert, 24:54, 24:84
 Products liability expert, 3:55, 3:85
 Psychiatrist/psychologist expert, 6:55, 6:82
 Questioned documents expert, 10:53, 10:82
 Real estate appraisal expert, 5:59, 5:120

EXPERIENCE—Cont'd

Securities valuation expert, 9:53, 9:82
 Sex discrimination expert, 26:22, 26:42
 Ski safety expert, 31:30, 31:51
 Toxic expert, 14:53, 14:82

EXPERIMENTS

Accident reconstruction expert, 8:67, 8:106
 Firearms expert, 15:72, 15:102
 Meteorological expert, 18:66, 18:98

EXPERT TESTIMONY EVIDENCE

Medical malpractice action
 admissibility of evidence, 43:11

EXPERT WITNESS BIAS

Cross-examination, 43:27

EXPERT WITNESS FEES

Pretrial involvement, 43:10

FACTS, INTRODUCTION TO

Accident reconstruction expert, 8:61, 8:101
 Accounting expert, 7:60, 7:91
 Architecture expert, 23:59, 23:91
 Asbestos abatement expert, 25:27, 25:49
 Business appraisal expert, 20:60, 20:91
 Construction expert, 11:60, 11:91
 Copyright expert, 13:61, 13:91
 Custody expert, 17:61, 17:90
 Economic loss expert, 4:60, 4:100
 Employment expert, 19:60, 19:91
 Firearms expert, 15:60, 15:90
 Fire expert, 22:59, 22:91
 Human factors expert, 21:59, 21:91
 Medical expert
 examining physician, 2:159, 2:198
 hypothetical physician, 2:239, 2:269
 treating physician, 2:59, 2:118
 Meteorological expert, 18:60, 18:91
 Motorboat liability expert, 28:28, 28:52
 Motor vehicle products expert, 16:50, 16:81
 Pathologist expert, 12:61, 12:91
 Police misconduct expert, 24:58, 24:91
 Products liability expert, 3:64
 Psychiatrist/psychologist expert, 6:60, 6:88

INDEX

FACTS, INTRODUCTION TO—Cont'd

- Questioned documents expert, **10:60, 10:91**
- Real estate appraisal expert, **5:70, 5:130**
- Securities valuation expert, **9:60, 9:91**
- Sex discrimination expert, **26:27, 26:49**
- Ski safety expert, **31:35, 31:58**
- Toxic expert, **14:60, 14:91**

FACTS, SOURCES OF KNOWLEDGE OF

- Knowledge about Facts, Sources Of**
(this index)

FACTS, STATEMENT OF

- Advice for new expert, **1:278**
- Preliminary conference, **1:52**

FAILURE TO WARN

- Cosmetics expert, **35:5**

FAIRNESS

- Discovery, **1:63**

FAMILIARITY WITH CASE

- Depositions, **1:71, 1:87**

FAMILIARITY WITH PAST WRITINGS, STATEMENTS AND TESTIMONY

- Depositions, **1:72**

FEDERAL RULES OF CIVIL PROCEDURE

- Objections, generally, **1:171**
- Pretrial discovery, generally, **1:62**

FEDERAL RULES OF EVIDENCE

- Generally, **1:6**
- Economic loss expert, **4:46**
- Psychiatrist/psychologist expert, **6:46**
- Scientific testimony, **1:301**

FEES

- Compensation and Fees** (this index)

FEMININE DEODORANT SPRAYS

- Cosmetics expert, **35:16**

FINAL ARGUMENT

- Agricultural machine injury expert, **38:43**
- Authoritative treatises, contradiction of expert through, **42:35**

FINAL ARGUMENT—Cont'd

- Economic loss expert, **4:130**
- Elevator expert, **30:64**
- Environmental expert, **37:43**
- Forensic pathologist expert, **39:25**
- Historian expert, **41:43**
- Intellectual property expert, **27:61**
- Lead paint expert, **36:85**
- Motorboat liability expert, **28:64**
- Seatbelt defense expert, **33:131**
- Ski safety expert, **31:69**

FINAL CORRELATION OF VALUE

- Real estate appraisal expert, **5:97**

FINANCIAL INTEREST IN CASE

- See also **Compensation and Fees** (this index)

- Cross-examination, **1:238**
- Direct examination, **1:137**

Medical expert

- examining physician, **2:158, 2:197**
- hypothetical physician, **2:238, 2:268**
- treating physician, **2:58, 2:117**

- Motor vehicle products expert, **16:47**

- Products liability expert, **3:63, 3:93**

- Psychiatrist/psychologist expert, **6:58**

- Real estate appraisal expert, **5:63, 5:123**

FIREARMS EXPERT

- Generally, **15:1 et seq.**

- Admissibility of evidence, **15:40**

- Articles published, **15:85**

- Assessment of design/manufacture of firearm, **15:71, 15:101**

- Associations and affiliations, **15:55, 15:84**

- Bias, **15:86 to 15:88**

- Certifications, **15:54, 15:83**

- Consultations with others, **15:64, 15:93**

- Contents of pretrial report, **15:34**

- Cross-examination, generally, **15:80 et seq.**

- Definitions and terminology, **15:75**

- Demonstrative evidence, **15:33, 15:73**

- Depositions, **15:25, 15:26**

- Design, **15:71, 15:101**

- Direct examination, generally, **15:50 et seq.**

- Discovery, **15:24**

FIREARMS EXPERT—Cont'd

Education, **15:52, 15:81**
 Examination or inspection, **15:22, 15:70, 15:100**
 Examples of opinion testimony and hypothetical questions, **15:74**
 Exhibits and demonstrative evidence, **15:73**
 Experience, **15:53, 15:82**
 Experiments, **15:72, 15:102**
 Facts, introduction to, **15:60, 15:90**
 Fees, **15:88**
 Hypothetical questions, **15:74, 15:105**
 Identification, **15:51**
 Information relied upon for pretrial report, **15:31**
 Knowledge about facts, sources of, **15:61, 15:91**
 Licenses, **15:54, 15:83**
 Locating expert, **15:10**
 Manufacture, assessment of, **15:71, 15:101**
 Parties, relationship to, **15:87**
 Past experience as expert, **15:86**
 Physical evidence, **15:70, 15:100**
 Preliminary conference with expert, **15:21**
 Preparation for deposition, **15:25**
 Preparation for testimony, generally, **15:60 et seq., 15:90 et seq.**
 Pretrial involvement
 generally, **15:20 et seq.**
 deposing opponent's expert, **15:26**
 deposition, preparation of expert for, **15:25**
 discovery, **15:24**
 examination of firearm, **15:22**
 preliminary conference with expert, **15:21**
 preparation of expert for deposition, **15:25**
 trial preparation of expert, **15:23**
 Pretrial report
 generally, **15:30 et seq.**
 contents, **15:34**
 demonstrative evidence prepared by expert, **15:33**
 information relied upon, **15:31**

FIREARMS EXPERT—Cont'd

Pretrial report—Cont'd
 substantive and opinion testimony, **15:103**
 tests conducted by expert, **15:32**
 Published scholarly works or professional articles, **15:56, 15:85**
 Qualifications and background
 generally, **15:50 et seq., 15:80 et seq.**
 articles published, **15:85**
 associations and affiliations, **15:55, 15:84**
 certifications, **15:54, 15:83**
 checklist, **15:57**
 education, **15:52, 15:81**
 experience, **15:53, 15:82**
 identification, **15:51**
 licenses, **15:54, 15:83**
 published scholarly works or professional articles, **15:56, 15:85**
 Relationship to parties, **15:87**
 Selection of expert, **15:10, 15:11**
 Substantive and opinion testimony
 generally, **15:70 et seq., 15:100 et seq.**
 assessment of design/manufacture of firearm, **15:71, 15:101**
 definitions and terminology, **15:75**
 demonstrative evidence, **15:73**
 examination and inspection of physical evidence, **15:100**
 examples of opinion testimony and hypothetical questions, **15:74**
 exhibits and demonstrative evidence, **15:73**
 hypothetical questions, **15:74, 15:105**
 opinions formed by expert, **15:104**
 physical evidence, **15:70, 15:100**
 pretrial reports and written statements, **15:103**
 tests, **15:72, 15:102**
 written statements, **15:103**
 Tests, **15:32, 15:72, 15:102**
 Treatises, books and articles consulted, **15:94**
 Trial preparation of expert, **15:23**
 Writings, records and documents read or reviewed, **15:62, 15:92**

INDEX

FIREARMS EXPERT—Cont'd

Written statements and reports, **15:63, 15:103**

FIRE EXPERT

Generally, **22:1 et seq.**

Acknowledgement of other experts, **22:87**

Admissibility of evidence, **22:40**

Alternative schools of professional thought, **22:88**

Associations and affiliations, **22:56, 22:85**

Attacking documents, records, exhibits and demonstrative evidence, **22:98**

Basis for opinion, **22:97 to 22:99**

Bias, **22:58, 22:89**

Consultation with others, **22:63, 22:96**

Cross-examination, generally, **22:80 et seq.**

Definitions and terminology, **22:68**

Demonstrative evidence, **22:33, 22:65, 22:98**

Depositions

fire expert, **22:25**

opposing expert, **22:26**

Direct examination, generally, **22:50 et seq.**

Discovery, pretrial, **22:23**

Education, **22:53, 22:82**

Engineer. **Fire Protection Engineer Expert** (this index)

Examination or inspection, **22:22, 22:64, 22:95**

Exhibits, **22:65, 22:98**

Experience, **22:55, 22:84**

Facts, introduction to, **22:59, 22:91**

Facts, sources of knowledge about, **22:60, 22:93**

Government agencies involved, **22:66**

Hypothetical questions, **22:69**

Identification, **22:52, 22:81**

Inconsistent writings or testimony, **22:99**

Opinion, basis for, **22:97 to 22:99**

Opinion testimony, generally, **22:68, 22:69**

Overview, **22:1**

Preliminary conference, **22:21**

FIRE EXPERT—Cont'd

Preparation for testimony, generally, **22:58 et seq., 22:90 et seq.**

Preparation for trial, generally, **22:24**

Pretrial involvement

generally, **22:20 et seq.**

depositions, *supra*

discovery, **22:23**

preliminary conference, **22:21**

trial, preparation for, **22:24**

use, generally, **22:20**

Pretrial report

generally, **22:30 et seq.**

contents, **22:32**

demonstrative evidence prepared by expert, **22:33**

information provided to expert, **22:31**

Profession or occupation, **22:54, 22:83**

Protection. **Fire Protection Engineer Expert** (this index)

Publications, **22:57, 22:86**

Qualifications

generally, **22:53 et seq., 22:82 et seq.**

associations and affiliations, **22:56, 22:85**

checklist, **22:51**

education, **22:53, 22:82**

experience, **22:55, 22:84**

licenses, **22:54, 22:83**

profession or occupation, **22:54, 22:83**

publications, **22:57, 22:86**

research conducted, **22:57**

Research conducted, **22:57**

Selection of expert

generally, **22:10 et seq.**

locating expert, **22:11**

when to use the expert, **22:10**

Standards of care, **22:67**

Tests, **22:22, 22:64, 22:95**

Writings, records and documents read or reviewed, **22:62, 22:63, 22:94, 22:98, 22:99**

Written statements and reports, **22:61, 22:92**

FIRE PROTECTION ENGINEER EXPERT

Generally, **29:1 et seq.**

**FIRE PROTECTION ENGINEER
EXPERT—Cont'd**

Admissibility of evidence, **29:16**
 Advice for new experts, **29:62**
 Alternative schools of professional thought, **29:46**
 Associations and affiliations, **29:23, 29:43**
 Basis for opinion, **29:54 to 29:59**
 Computer-generated evidence, **29:15**
 Concluding deposition of opponent's expert, **29:59**
 Cross-examination
 generally, **29:38 to 29:60**
 alternative schools of professional thought, **29:46**
 associations and affiliations, **29:43**
 basis for opinion, **29:54 to 29:59**
 concluding deposition of opponent's expert, **29:59**
 education, **29:40**
 experience, **29:42**
 identification of expert, **29:39**
 objecting to testimony, **29:57**
 other experts acknowledged to qualify as experts, **29:45**
 pattern cross-examination, **29:58**
 post-deposition follow-up, **29:60**
 preparation for testimony
 generally, **29:48 to 29:53**
 attacking documents, exhibits, and demonstrative evidence, **29:55**
 bias of expert, **29:47**
 consultation with others, **29:53**
 inconsistent writings or testimony, **29:29**
 introduction to facts, **29:49**
 sources of knowledge about facts, **29:51**
 writings read or not read, **29:52**
 written statements and reports prepared by expert, **29:29**
 profession or occupation and licenses, **29:41**
 publications, **29:44**
 qualifications, **29:40 to 29:47**
 Demonstrative evidence prepared by expert, **29:14**
 Depositions, **29:8, 29:9**

**FIRE PROTECTION ENGINEER
EXPERT—Cont'd**

Direct examination
 generally, **29:16 to 29:37**
 associations and affiliations, **29:23**
 education, **29:20**
 experience, **29:22**
 identification of expert, **29:19**
 opinion testimony
 definitions and terminology, **29:36**
 hypothetical questions, **29:37**
 preparation for testimony
 generally, **29:26 to 29:35**
 bias of expert, **29:26**
 consultation with others, **29:31**
 exhibits and demonstrative evidence, **29:33**
 government agencies involved, **29:34**
 introduction of facts, **29:27**
 sources of knowledge about facts, **29:28**
 standard of care, **29:35**
 tests and inspections conducted, **29:32**
 writings read or reviewed, **29:30**
 written statements and reports prepared by expert, **29:29**
 profession or occupation and licenses, **29:21**
 qualifications, **29:20 to 29:25**
 research and published scholarly works, **29:24**
 sample witness qualification checklist, **29:18**
 Education, **29:20, 29:40**
 Experience, **29:22, 29:42**
 Final argument, **29:61**
 Identification of expert, **29:19, 29:39**
 Information provided to expert, **29:12**
 Objecting to testimony, **29:57**
 Pattern cross-examination, **29:58**
 Post-deposition follow-up, **29:60**
 Preliminary conference, **29:6**
 Preparation for testimony
 cross-examination, *supra*
 direct examination, *supra*
 Pretrial discovery, **29:7**

INDEX

FIRE PROTECTION ENGINEER EXPERT—Cont'd

- Pretrial report
 - generally, **29:11 to 19:15**
 - computer-generated evidence, **29:15**
 - contents, **29:13**
 - demonstrative evidence prepared by expert, **29:14**
 - information provided to expert, **29:12**
- Profession or occupation and licenses, **29:21, 29:41**
- Publications, **29:44**
- Qualifications, **29:20 to 29:25, 29:40 to 29:47**
- Research and published scholarly works, **29:24**
- Sample witness qualification checklist, **29:18**
- Selection of expert
 - generally, **29:2 to 29:4**
 - locating expert, **29:3**
 - when to use expert, **29:2**
- Summation, final argument, **29:61**
- Trial preparation, **29:10**

FIRES AND FIRE PREVENTION

- Expert, generally. **Fire Expert** (this index)

FIRST EXAMINATION

- Medical Expert** (this index)

FIRST INVOLVEMENT IN CASE

- Cross-examination, **1:249**

FIRST VISIT

- Medical Expert** (this index)
- Psychiatrist/psychologist expert, **6:68**

FOREIGN OBJECTS

- Medical expert, retained foreign objects, **2:311 to 2:313**

FORENSIC PATHOLOGIST EXPERT

- Generally, **39:1 et seq.**
- Admissibility of evidence, **39:19**
- Advice for new expert, **39:26**
- Autopsy, **39:5, 39:6**
- Autopsy report, **39:6**
- Basis for use, **39:2**
- Crime scene evidence, **39:9**

FORENSIC PATHOLOGIST EXPERT —Cont'd

- Cross-examination, **39:24**
- Depositions, **39:16, 39:17**
- Direct examination, **39:20 to 39:23**
- Discovery considerations, **39:15**
- Employment considerations, **39:12**
- Final argument, **39:25**
- Interrogatories, **39:18**
- Legal background, **39:1**
- Nature of forensic pathology, **39:3**
- Preparation checklist, **39:14**
- Pretrial involvement, **39:16 to 39:18**
- Reports, use of, **39:13**
- Retaining expert, **39:11**
- Role of expert, **39:4**
- Selection of expert, **39:10 et seq.**
- Serological evidence, **39:7**
- Summation, **39:25**
- Toxicological evidence, **39:8**
- When to use, **39:10**

FOUNDATION EVIDENCE

- Economic loss expert, **4:51**
- Psychiatrist/psychologist expert, **6:51, 6:98**
- Trial preparation, **1:104**

FRAGRANCES

- Cosmetics expert, **35:8**

FREEZING TESTIMONY

- Depositions, **1:84**

FRINGE BENEFITS

- Economic loss expert, **4:76, 4:120**

FRYE STANDARD

- Generally, **1:301**
- Lead paint expert, **36:8**
- Mold expert, **34:10, 34:20**

FUTURE DAMAGES

- Toxic expert, **14:41**

FUTURE TREATMENT

- Medical expert
 - examining physician, **2:168, 2:207**
 - treating physician, **2:69, 2:128**
- Psychiatrist/psychologist expert, **6:71**

GOVERNMENT AGENCIES

Accident reconstruction expert, **8:69**
 Agricultural machine injury expert,
38:26
 Architecture expert, **23:66**
 Asbestos abatement expert, **25:34**
 Direct examination, **1:149**
 Elevator expert, **30:37**
 Environmental expert, **37:26**
 Fire expert, **22:66**
 Human factors expert, **21:66**
 Lead paint expert, **36:55**
 Motorboat liability expert, **28:35**
 Motorcycle expert, **32:35**
 Police misconduct expert, **24:65**
 Sex discrimination expert, **26:34**

GOVERNMENT STANDARDS OF CARE

Direct examination, **1:150**

HAIR DYES

Cosmetics expert, **35:22**

HAIR REMOVERS

Cosmetics expert, **35:25**

HAIR SPRAYS

Cosmetics expert, **35:21**

HAIR STRAIGHTENERS AND RELAXERS

Cosmetics expert, **35:23**

HAIR WAVES

Cosmetics expert, **35:24**

HEARSAY RULE AND EXCEPTIONS

Accounting expert, **7:41**
 Business appraisal expert, **20:41**
 Employment expert, **19:41**
 Psychiatrist/psychologist expert, **6:42**
 Questioned documents expert, **10:41**
 Real estate appraisal expert, **5:47**
 Securities valuation expert, **9:41**

HIGHEST AND BEST USE

Real estate appraisal expert, **5:42**

HIRED GUN

Cross-examination, **1:239**
 Real estate appraisal expert, **5:124**

HISTORIAN EXPERT

Generally, **41:1 et seq.**
 Admissibility of evidence, **41:13**
 Advice for new experts, **41:44**
 Alternative schools of thought, **41:35**
 Associations and affiliations, **41:18**
 Basis for use, **41:2**
 Bias, **41:17, 41:36**
 Consultations with others, **41:23**
 Controlling the witness, **41:31**
 Cross-examination, **41:29, 41:30**
 Definitions and terminology, **41:28**
 Direct examination, **41:14 et seq.**
 Discovery considerations, **41:9**
 Employment considerations, **41:6**
 Exhibits and demonstrative evidence,
41:25
 Final argument, **41:43**
 Government agencies involved, **41:26**
 Hypothetical questions, **41:16**
 Inconsistent writings or testimony,
41:39
 Interrogatories, **41:12**
 Objections, **41:40**
 Opposing historian expert, deposition of,
41:11
 Oral deposition, **41:10**
 Post-deposition follow-up, **41:42**
 Preparation checklist, **41:8**
 Pretrial involvement, **41:10 to 41:13**
 Proffering witness and opposing
 counsel's voir dire, **41:15**
 Qualifying witness as expert, **41:14**
 Research and published scholarly works,
41:19
 Retaining expert, **41:5**
 Role, **41:3**
 Selection of historian expert, **41:4 to**
41:9
 Sources of knowledge, **41:21**
 Standards of care, **41:26, 41:27**
 Summation, **41:43**
 Tests and inspections conducted, **41:24**
 Use of expert's reports, **41:7**
 Validity of scientific theories, **41:33**
 Writings read and reviewed, **41:22**

INDEX

HORMONE-CONTAINING SKIN CREAMS

Cosmetics expert, **35:12**

HOSPITALIZATIONS AND OPERATIONS

Medical expert, treating physician, **2:66, 2:125**

HOUSEHOLD SERVICES

Economic loss expert, **4:44, 4:77, 4:124**

HUMAN FACTORS EVIDENCE

Accident reconstruction expert, **8:43**

Expert, generally. **Human Factors Expert** (this index)

HUMAN FACTORS EXPERT

Generally, **21:1 et seq.**

Acknowledgement of other experts, **21:87**

Admissibility of evidence, **21:40**

Alternative schools of professional thought, **21:88**

Associations and affiliations, **21:55, 21:85**

Attacking documents, records, exhibits and demonstrative evidence, **21:98**

Basis for opinion, **21:97 to 21:99**

Bias, **21:58, 21:89**

Computer-generated evidence, pretrial report, **21:34**

Consultation with others, **21:63, 21:96**

Cross-examination, generally, **21:80 et seq.**

Definitions and terminology, **21:68**

Demonstrative evidence, **21:33, 21:65, 21:98**

Depositions

human factors expert, **21:25**

opposing expert, **21:26**

Direct examination, generally, **21:50 et seq.**

Discovery, pretrial, **21:23**

Education, **21:52, 21:82**

Examination or inspection, **21:22, 21:64, 21:95**

Exhibits, **21:65, 21:98**

Experience, **21:54, 21:84**

Facts, introduction to, **21:59**

HUMAN FACTORS EXPERT—Cont'd

Facts, sources of knowledge about, **21:60, 21:93**

Government agencies involved, **21:66**

Hypothetical questions, **21:69**

Identification, **21:51, 21:81**

Inconsistent writings or testimony, **21:99**

Opinion, basis for, **21:97 to 21:99**

Opinion testimony, generally, **21:68, 21:69**

Overview, **21:1**

Preliminary conference, **21:21**

Preparation for testimony, generally, **21:58 et seq., 21:90 et seq.**

Preparation for trial, generally, **21:24**

Pretrial involvement

generally, **21:20 et seq.**

depositions, *supra*

discovery, **21:23**

preliminary conference, **21:21**

trial, preparation for, **21:24**

use, generally, **21:20**

Pretrial report

generally, **21:30 et seq.**

computer-generated evidence, **21:34**

contents, **21:32**

demonstrative evidence prepared by expert, **21:33**

information provided to expert, **21:31**

Profession or occupation, **21:53, 21:83**

Publications, **21:56, 21:86**

Qualifications

generally, **21:52 et seq., 21:82 et seq.**

associations and affiliations, **21:55, 21:85**

checklist, **21:57**

education, **21:52, 21:82**

experience, **21:54, 21:84**

licenses, **21:53, 21:83**

profession or occupation, **21:53, 21:83**

publications, **21:56, 21:86**

research conducted, **21:56**

Research conducted, **21:56**

Selection of expert

generally, **21:10 et seq.**

locating expert, **21:11**

HUMAN FACTORS EXPERT—Cont'd

- Selection of expert—Cont'd
 - when to use the expert, **21:10**
- Standards of care, **21:67**
- Tests, **21:22, 21:64, 21:95**
- Writings, records and documents read or reviewed, **21:62, 21:63, 21:94, 21:98, 21:99**
- Written statements and reports, **21:61, 21:92**

HUMECTANTS

- Cosmetics expert, **35:10**

HYPNOSIS

- Psychiatrist/psychologist expert, **6:43**

HYPOTHETICAL FACTS

- Economic loss expert, **4:106**

HYPOTHETICAL PHYSICIAN

- Medical Expert** (this index)

HYPOTHETICAL QUESTIONS AND EXAMPLES

- Accident reconstruction expert, **8:71**
- Accounting expert, **7:71**
- Agricultural machine injury expert, **38:16**
- Architecture expert, **23:69**
- Asbestos abatement expert, **25:36**
- Authoritative treatises, contradiction of expert through, **42:11**
- Copyright expert, **13:71**
- Cross-examination, **1:263**
- Custody expert, **17:70, 17:100**
- Deposition of opponent's expert, **1:90**
- Direct examination, **1:153**
- Economic loss expert, **4:71**
- Elevator expert, **30:40**
- Employment expert, **19:71**
- Environmental expert, **37:16**
- Firearms expert, **15:74, 15:105**
- Fire expert, **22:69**
- Historian expert, **41:16**
- Human factors expert, **21:69**
- Lead paint expert, **36:58, 36:59, 36:82**
- Meteorological expert, **18:71**
- Mold expert, **34:61, 34:62, 34:85**
- Motorboat liability expert, **28:39**
- Motorcycle expert, **32:38, 32:60**

HYPOTHETICAL QUESTIONS AND EXAMPLES—Cont'd

- Motor vehicle products expert, **16:62, 16:63**
- Objections, **1:174**
- Pathologist expert, **12:71**
- Police misconduct expert, **24:68**
- Products liability expert, **3:71 to 3:74, 3:101**
- Psychiatrist/psychologist expert, **6:94**
- Questioned documents expert, **10:71**
- Real estate appraisal expert, **5:82**
- Securities valuation expert, **9:71**
- Sex discrimination expert, **26:37**
- Ski safety expert, **31:45, 31:67**
- Toxic expert, **14:71**
- Vocational expert, **40:17**

IDENTIFICATION

- Accident reconstruction expert, **8:51, 8:81**
- Accounting expert, **7:51**
- Architecture expert, **23:52, 23:81**
- Asbestos abatement expert, **25:20, 25:39**
- Construction expert, **11:51**
- Copyright expert, **13:51**
- Cross-examination, **1:222**
- Custody expert, **17:51**
- Depositions, **1:93**
- Direct examination, **1:121**
- Economic loss expert, **4:52**
- Elevator expert, **30:22, 30:42**
- Employment expert, **19:51**
- Firearms expert, **15:51**
- Fire expert, **22:52, 22:81**
- Fire protection engineer expert, **29:19**
- Human factors expert, **21:51, 21:81**
- Intellectual property expert, **27:19, 27:39**
- Lead paint expert, **36:40, 36:62**
- Medical expert
 - examining physician, **2:141, 2:180**
 - hypothetical physician, **2:221, 2:251**
 - treating physician, **2:41, 2:100**
- Meteorological expert, **18:51**
- Mold experts, **34:43, 34:65**
- Motorboat liability expert, **28:19, 28:41**
- Motorcycle expert, **32:20, 32:40**
- Motor vehicle products expert, **16:40**

INDEX

IDENTIFICATION—Cont'd

Pathologist expert, **12:51**
Police misconduct expert, **24:51, 24:81**
Products liability expert, **3:51, 3:81**
Psychiatrist/psychologist expert, **6:52**
Questioned documents expert, **10:51**
Real estate appraisal expert, **5:51**
Securities valuation expert, **9:51**
Sex discrimination expert, **26:19, 26:39**
Ski safety expert, **31:27, 31:47**
Toxic expert, **14:51**

ILLUSTRATIVE APPRAISAL REPORT

Business appraisal expert, **20:32**

IMPEACHMENT

Cross-examination of opposing expert,
1:196
Deposition of opponent's expert, **1:85**

IMPROPER STANDARDS

Objections, **1:175**

INACCURACIES AND INCONSISTENCIES

Cross-examination, **1:202, 1:245, 1:246,**
1:261

INADEQUATE PREPARATION

Cross-examination of opposing expert,
1:199

INAPPROPRIATE SUBJECT MATTER

Objections, **1:172**

INCOME (CAPITALIZATION OF EARNINGS) APPROACH

Real estate appraisal expert, **5:95, 5:143**

INCOME TAXES

Economic loss expert, **4:116**

INCONSISTENCIES

Agricultural machine injury expert,
38:39
Architecture expert, inconsistent writ-
ings or testimony, **23:99**
Asbestos abatement expert, inconsistent
writings or testimony, **25:57**
Authoritative treatises, contradiction of
expert through, **42:31**

INCONSISTENCIES—Cont'd

Cross-examination, **1:202, 1:245, 1:246,**
1:261
Elevator expert, **30:59**
Environmental expert, **37:39**
Fire expert, inconsistent writings or
testimony, **22:99**
Historian expert, **41:39**
Human factors expert, inconsistent writ-
ings or testimony, **21:99**
Intellectual property expert, **27:56,**
27:59
Lead paint expert, **36:80**
Motorboat liability expert, **28:59**
Police misconduct expert, inconsistent
writings or testimony, **24:99**
Sex discrimination expert, inconsistent
writings or testimony, **26:56**
Ski safety expert, **31:65**

INCONSISTENT WRITINGS

Cross-examination, **43:30**

INDUSTRY OR PROFESSIONAL STANDARDS OF CARE

Direct examination, **1:151**

INFLATION AND PRODUCTIVITY

Economic loss expert, **4:41, 4:74, 4:112,**
4:113

INSPECTION

Examination or Inspection (this index)

INSURANCE COVERAGE

Lead paint expert, **36:6**
Ski safety expert, **31:7**

INTELLECTUAL PROPERTY EXPERT

Generally, **27:1 et seq.**
Alternative schools of professional
thought, **27:46**
Associations and affiliations, **27:23,**
27:43
Attacking documents or records, **27:55**
Basis for opinion, **27:54 to 27:59**
Bias, **27:26, 27:47**
Computer-generated evidence, **27:15**
Concluding deposition, **27:59**
Consultations with others, **27:31, 27:53**
Contents of report, **27:13**

INTELLECTUAL PROPERTY

EXPERT—Cont'd

Cross-examination
generally, **27:38 et seq.**
alternative schools of professional thought, **27:46**
associations and affiliations, **27:43**
attacking documents or records, **27:55**
basis for opinion, **27:54 to 27:59**
bias, **27:47**
concluding deposition, **27:59**
consultations with others, **27:53**
education, **27:40**
experience, **27:42**
identification, **27:39**
inconsistent writings or testimony, **27:56, 27:59**
introduction to facts, **27:49**
objecting to testimony, **27:57**
opposing intellectual property expert, **27:38**
other experts acknowledged to qualify as experts, **27:45**
pattern cross-examination, **27:58**
post-deposition follow-up, **27:60**
preparation for testimony, **27:48 to 27:53**
profession or occupation and licenses, **27:41**
publications, **27:44**
qualifications, **27:40 to 47**
sources of knowledge about facts, **27:51**
writings read or not read, **27:52**
written reports prepared by expert, **27:50**
Demonstrative evidence, **27:14**
Deposition of intellectual property expert, **27:8**
Deposition of opposing expert, **27:9**
Direct examination, generally, **27:17 et seq.**
Education, **27:20, 27:40**
Exhibits and demonstrative evidence, **27:33**
Experience, **27:22**
Final argument, **27:61**
Government agencies involved, **27:34**
Identification, **27:39**

INTELLECTUAL PROPERTY

EXPERT—Cont'd

Identification of intellectual property witness, **27:19**
Inconsistent writings or testimony, **27:56, 27:59**
Information provided to expert, **27:12**
Introduction to facts, **27:27, 27:49**
New experts, advice for, **27:62**
Objecting to testimony, **27:57**
Opposing intellectual property expert, **27:38**
Other experts acknowledged to qualify as experts, **27:45**
Pattern cross-examination, **27:58**
Post-deposition follow-up, **27:60**
Preliminary conference, **27:6**
Preparation for testimony, **27:48 to 27:53**
Preparation for trial, **27:9**
Preparations for testimony
generally, **27:26 to 27:35**
bias, **27:26**
consultations with others, **27:31**
exhibits and demonstrative evidence, **27:33**
government agencies involved, **27:34**
introduction to facts, **27:27**
sources of knowledge about facts, **27:28**
standards of care, **27:35**
tests and experiments, **27:32**
writings read or reviewed, **27:30**
written statements and reports prepared by expert, **27:29**
Pretrial discovery, **27:7**
Pretrial involvement, **27:2 to 27:4**
Pretrial report
generally, **27:11 to 27:15**
computer-generated evidence, **27:15**
contents of report, **27:13**
demonstrative evidence, **27:14**
information provided to expert, **27:12**
Profession or occupation and licenses, **27:21, 27:41**
Publications, **27:44**
Qualifications
generally, **27:20 to 27:25**

INDEX

INTELLECTUAL PROPERTY

EXPERT—Cont'd

Qualifications—Cont'd

associations and affiliations, **27:23**
cross-examination, **27:40 to 47**
education, **27:20**
experience, **27:22**
opposing expert, **27:40 to 47**
profession or occupation and licenses,
27:21
qualifications checklist, **27:25**
research and published scholarly
works, **27:24**

Research and published scholarly works,
27:24

Sample witness qualification checklist,
27:18

Selection of expert

generally, **27:5 to 27:10**
deposition of intellectual property
expert, **27:8**
deposition of opposing expert, **27:9**
preliminary conference, **27:6**
preparation for trial, **27:9**
pretrial discovery, **27:7**

Sources of knowledge about facts,
27:28, 27:51

Standards of care, **27:35**

Statutes and case law, **27:63**

Summation, **27:61**

Tests and experiments, **27:32**

Writings read, reviewed, or not read,
27:30, 27:52

Written reports prepared by expert,
27:50

Written statements and reports prepared
by expert, **27:29**

INTERVENTIONAL CARDIOLOGIST

Expert testimony, Direct examination,
43:16

INTRODUCTION OF FACTS

Facts, **Introduction to** (this index)

INVENTORY OF TESTS

Custody expert, **17:26**

INVESTIGATION

See also **Examination or Inspection**
(this index)

INVESTIGATION—Cont'd

Motor vehicle products expert, **16:22**

Pathologist Expert (this index)

JURY INSTRUCTIONS

Advice for new expert, **1:293**

Seatbelt defense expert, **33:18**

Trial preparation, **1:106**

JURY SELECTION

Psychiatrist/psychologist expert, **6:26**

Trial preparation, **1:102**

KNOWLEDGE ABOUT FACTS, SOURCES OF

Accounting expert, **7:61, 7:93**

Agricultural machine injury expert,
38:21

Architecture expert, **23:60, 23:93**

Asbestos abatement expert, **25:28, 25:51**

Authoritative treatises, contraction of
expert through, **42:15**

Business appraisal expert, **20:61, 20:93**

Construction expert, **11:61, 11:93**

Copyright expert, **13:62, 13:93**

Cross-examination, **1:251**

Custody expert, **17:62, 17:91**

Direct examination, **1:139**

Economic loss expert, **4:61, 4:102**

Elevator expert, **30:31, 30:54**

Employment expert, **19:61, 19:93**

Environmental expert, **37:21**

Firearms expert, **15:61, 15:91**

Fire expert, **22:60, 22:93**

Historian expert, **41:21**

Human factors expert, **21:60, 21:93**

Lead paint expert, **36:49, 36:75**

Meteorological expert, **18:61, 18:93**

Motorboat liability expert, **28:29, 28:54**

Motorcycle expert, **32:29, 32:53**

Motor vehicle products expert, **16:51,**
16:83

Pathologist expert, **12:62, 12:93**

Police misconduct expert, **24:59, 24:93**

Psychiatrist/psychologist expert, **6:61,**
6:90

Questioned documents expert, **10:61,**
10:93

Real estate appraisal expert, **5:71, 5:131**

Securities valuation expert, **9:61, 9:93**

**KNOWLEDGE ABOUT FACTS,
SOURCES OF—Cont'd**

Sex discrimination expert, **26:28, 26:51**
Ski safety expert, **31:36, 31:60**
Toxic expert, **14:61, 14:93**

LABOR AND EMPLOYMENT

Employment Expert (this index)

LAY WITNESSES

Generally, **1:16**

LEAD PAINT EXPERT

Generally, **36:1 et seq.**
Admissibility of evidence, **36:37**
Advice for new experts, **36:86**
Affirmative defenses, **36:5**
Alternative schools of professional thought, **36:70**
Associations and affiliations, **36:44, 36:67**
Attacking evidence, **36:79**
Basis for opinion, **36:78**
Bias of defense, **36:71**
Bias of expert, **36:47**
Causation, **36:11, 36:12**
Checklists, **36:26, 36:39, 36:46**
Computer-generated evidence, **36:36**
Consultations with others, **36:52, 36:77**
Cross-examination of expert, **36:61 to 36:84**
Damages, **36:19, 36:20**
Daubert Test, **36:9**
Defenses
 generally, **36:13, 36:14**
 affirmative defenses, **36:5**
 contractual provisions, **36:14**
 failure to prove duty owed or causation, **36:13**
Definitions, **36:57**
Demonstrative evidence, **36:35, 36:54**
Depositions, **36:29, 36:30, 36:83**
Direct examination of expert, **36:38 to 36:60**
Education of expert, **36:42, 36:64**
Elements of proof, **36:21**
Evidentiary standards, **36:8 to 36:10**
Exhibits, **36:54**
Experience of expert, **36:43, 36:66**
Final argument, **36:85**

LEAD PAINT EXPERT—Cont'd

Frye Test, **36:8**
Government agencies involved, **36:55**
Hypotheticals, **36:58, 36:59, 36:82**
Identification of expert, **36:40, 36:62**
Inconsistent writings or testimony, **36:80**
Insurance policy coverage, **36:6**
Introduction to facts, **36:48, 36:73**
Objecting to testimony, **36:81**
Other experts acknowledged to qualify as experts, **36:69**
Parties, **36:15**
Post-deposition follow-up, **36:84**
Preliminary conference with expert, **36:27**
Preparation for testimony, **36:72**
Pretrial discovery, **36:28**
Pretrial involvement of expert, **36:25 to 36:31**
Procedural matters, generally, **36:16 to 36:18**
Profession or occupation and licenses, **36:42, 36:65**
Punitive damages, **36:20**
Reports, **36:32 to 36:36, 36:50, 36:74**
Research and published scholarly works, **36:45, 36:68**
Selection of expert, **36:22 to 36:24**
Sources of knowledge about facts, **36:49, 36:75**
Special problems of proof, **36:4**
Standards of care, **36:56**
Statute of limitations, **36:7**
Statutory applications of evidentiary standard, **36:10**
Tests and inspections conducted by expert, **36:53**
Theories of liability, **36:3**
Trial preparation of expert, **36:31**
Writings read, reviewed, or not read, **36:51, 36:76**

LEADS, OBTAINING

Depositions, **1:82**

LEGAL ISSUES

Advice for new expert, **1:278**
Preliminary conference, **1:52**

INDEX

LETTER FROM LAWYER

Advice for new expert, **1:294**

LICENSES

Accident reconstruction expert, **8:52, 8:82**
Architecture expert, **23:54, 23:83**
Asbestos abatement expert, **25:22, 25:41**
Construction expert, **11:83**
Copyright expert, **13:83**
Cross-examination, **1:225**
Custody expert, **17:53, 17:82**
Direct examination, **1:123**
Firearms expert, **15:54, 15:83**
Fire expert, **22:54, 22:83**
Human factors expert, **21:53, 21:83**
Medical expert
 examining physician, **2:143, 2:182**
 hypothetical physician, **2:223, 2:253**
 treating physician, **2:43, 2:102**
Mold expert, **34:45, 34:68**
Police misconduct expert, **24:53, 24:83**
Real estate appraisal expert, **5:53, 5:114**
Sex discrimination expert, **26:21, 26:41**

LIFE EXPECTANCY

Economic loss expert, **4:75, 4:118**

LIMITATION OF ACTIONS

Lead paint expert, **36:7**
Mold expert, **34:9, 34:21**

LIMITED PROFESSIONAL QUALIFICATIONS

Cross-examination, **1:234**

LIPSTICKS

Cosmetics expert, **35:17**

LOCATING AND INTERVIEWING

Potential expert medical witnesses
 pretrial involvement, **43:9**

LOST EARNING CAPACITY

Vocational expert, **40:3**

MALINGERING

Psychiatrist/psychologist expert, **6:100**

MALPRACTICE

Medical Expert (this index)

MANUFACTURING

Cosmetics expert, **35:3**
Firearms expert, **15:71, 15:101**
Motor vehicle products expert, **16:61**

MARKET DATA

Real estate appraisal expert, **5:93, 5:141**

MARKET VALUE, ANALYSIS OF

Real estate appraisal expert, **5:92**

MASCARA AND EYELINERS

Cosmetics expert, **35:18**

MEDICAL EXPENSES

Economic loss expert, **4:79**

MEDICAL EXPERT

Generally, **2:1 et seq.**
See also **Psychiatrist/Psychologist Expert** (this index)
Associations and affiliations
 current associations and affiliations,
 infra
 examining physician, **2:146, 2:185**
 hypothetical physician, **2:226, 2:256**
 treating physician, **2:46, 2:53, 2:105**
Attending physician, **2:17**
Attorney, relationship to
 examining physician, **2:157, 2:196**
 hypothetical physician, **2:237, 2:267**
 treating physician, **2:57, 2:116**
Certifications
 examining physician, **2:150, 2:189**
 hypothetical physician, **2:230, 2:260**
 treating physician, **2:50, 2:109**
Characteristics of witness, **2:11**
Charges
 examining physician, **2:169**
 treating physician, **2:70, 2:129**
Clarification of terminology and definitions, **2:15**
Classical formula for hypothetical question, **2:243**
Consultation with other physicians,
 2:67, 2:126, 2:166, 2:205
Credentials, **2:9**
Cross-examination
 hypothetical physician, *infra*
 treating physician, *infra*

MEDICAL EXPERT—Cont'd

- Current associations and affiliations
 - examining physician, **2:147, 2:186**
 - hypothetical physician, **2:227, 2:257**
 - treating physician, **2:47, 2:106**
- Defense, **2:14, 2:244, 2:273**
- Depositions
 - attending physician, **2:17**
 - defendant physician in medical malpractice case, **2:18, 2:19**
 - preparing expert for, **2:16**
- Direct examination
 - hypothetical physician, *infra*
 - treating physician, *infra*
- Examining physician
 - associations and affiliations, **2:146, 2:185**
 - certifications, **2:150, 2:189**
 - charges, **2:169**
 - consultations with other physicians, **2:166, 2:205**
 - current associations and affiliations, **2:147, 2:186**
 - facts, introduction of, **2:159, 2:198**
 - financial interest in case, **2:158, 2:197**
 - first examination, information about, **2:162, 2:201**
 - first examination prognosis, **2:163, 2:202**
 - future treatment, **2:168, 2:207**
 - identification, **2:141, 2:180**
 - licenses, **2:143, 2:182**
 - medical expertise in medical problems of instant case, **2:149, 2:188**
 - membership in medical society or other association, **2:153, 2:192**
 - past experience as expert, **2:154, 2:193**
 - past experience as party to lawsuit, **2:155, 2:194**
 - post-graduate education and training, **2:145, 2:184**
 - present prognosis, **2:167, 2:206**
 - professional education, **2:144, 2:183**
 - profession or occupation, **2:142, 2:181**

MEDICAL EXPERT—Cont'd

- Examining physician—Cont'd
 - published scholarly or professional articles and writings, **2:152, 2:191**
 - relationship to litigation, **2:156, 2:195**
 - relationship to parties and counsel, **2:157, 2:196**
 - research conducted, **2:151, 2:190**
 - specialty or subspecialty, **2:148, 2:187**
 - subsequent examinations, information about, **2:203**
 - subsequent examinations prognosis, **2:204**
 - subsequent visits, information about, **2:164**
 - subsequent visits prognosis, **2:165**
 - treatises and articles read in preparation for testimony, **2:160, 2:199**
 - writings, records and documents read in preparation for testimony, **2:161, 2:200**
- Expertise
 - examining physician, **2:149, 2:188**
 - hypothetical physician, **2:229, 2:259**
 - treating physician, **2:49, 2:108**
- Facts, introduction to
 - examining physician, **2:159, 2:198**
 - hypothetical physician, **2:239, 2:269**
 - treating physician, **2:59, 2:118**
- Financial interest in case
 - examining physician, **2:158, 2:197**
 - hypothetical physician, **2:238, 2:268**
 - treating physician, **2:58, 2:117**
- First examination, information about, **2:162, 2:201**
- First examination prognosis, **2:163, 2:202**
- First visit information
 - generally, **2:62**
 - treating physician, **2:121**
- First visit prognosis, **2:63, 2:122**
- Formulation of hypothetical question, **2:242**
- Future treatment
 - examining physician, **2:168, 2:207**
 - treating physician, **2:69, 2:128**

INDEX

MEDICAL EXPERT—Cont'd

- General defensive counters to expert's hypothetical testimony, **2:273**
- Hospitalizations and operations, **2:66, 2:125**
- Hypothetical physician
 - generally, **2:220 et seq.**
 - associations and affiliations, **2:226, 2:256**
 - breast cancer misdiagnosis, **2:309, 2:310**
 - certifications, **2:230, 2:260**
 - classical formula for hypothetical question, **2:243**
 - cross-examination, generally, **2:250 et seq.**
 - current associations and affiliations, **2:227, 2:257**
 - direct examination, generally, **2:220 et seq.**
 - facts, introduction of, **2:239, 2:269**
 - financial interest in case, **2:238, 2:268**
 - formulation of hypothetical question, **2:242**
 - general defensive counters to expert's hypothetical testimony, **2:273**
 - identification, **2:221, 2:251**
 - licenses, **2:223, 2:253**
 - medical expertise in medical problems of instant case, **2:229, 2:259**
 - medical malpractice hypothetical question on issues of liability, **2:272**
 - membership in medical society or other association, **2:233, 2:263**
 - objections, **2:274**
 - past experience as expert, **2:234, 2:264**
 - past experience as party to lawsuit, **2:235, 2:265**
 - pattern cross-examination of plaintiff's hypothetical expert, **2:275**
 - pattern direct examination of defense's hypothetical expert, **2:244**
 - post-graduate education and training, **2:225, 2:255**
 - professional education, **2:224, 2:254**

MEDICAL EXPERT—Cont'd

- Hypothetical physician—Cont'd
 - profession or occupation, **2:222, 2:252**
 - published scholarly or professional articles and writings, **2:232, 2:262**
 - relationship to litigation, **2:236, 2:266**
 - relationship to parties and counsel, **2:237, 2:267**
 - research conducted, **2:231, 2:261**
 - retained foreign objects, **2:312, 2:313**
 - specialty or subspecialty, **2:228, 2:258**
 - treatises and articles read in preparation for testimony, **2:240, 2:270**
 - writings, records and documents read in preparation for testimony, **2:241, 2:271**
- Identification
 - examining physician, **2:141, 2:180**
 - hypothetical physician, **2:221, 2:251**
 - treating physician, **2:41, 2:100**
- Licenses
 - examining physician, **2:143, 2:182**
 - hypothetical physician, **2:223, 2:253**
 - treating physician, **2:43, 2:102**
- Litigation background, **2:10**
- Locating expert, **2:7**
- Malpractice, **2:4, 2:13, 2:14, 2:18**
- Medical expertise in medical problems of instant case
 - examining physician, **2:149, 2:188**
 - hypothetical physician, **2:229, 2:259**
 - treating physician, **2:49, 2:108**
- Medical history and checklist, **2:30**
- Medical malpractice, **2:19, 2:272**
 - birth injury against OB/GYN, **2:304 to 2:307**
 - breast cancer misdiagnosis, **2:308 to 2:310**
 - emergency department turnaway, **2:300 to 2:303**
 - retained foreign objects, **2:311 to 2:313**
- Medical society, membership in.
 - Membership in medical society or other association, *infra*

MEDICAL EXPERT—Cont'd

- Membership in medical society or other association
 - examining physician, **2:153, 2:192**
 - hypothetical physician, **2:233, 2:263**
 - treating physician, **2:53, 2:112**
- Objections, **2:274**
- Parties, past experience as
 - examining physician, **2:155, 2:194**
 - hypothetical physician, **2:235, 2:265**
 - treating physician, **2:55, 2:114**
- Parties, relationship to
 - examining physician, **2:157, 2:196**
 - hypothetical physician, **2:237, 2:267**
 - treating physician, **2:57, 2:116**
- Past experience as expert
 - examining physician, **2:154, 2:193**
 - hypothetical physician, **2:234, 2:264**
 - treating physician, **2:54, 2:113**
- Past experience as party to lawsuit
 - examining physician, **2:155, 2:194**
 - hypothetical physician, **2:235, 2:265**
 - treating physician, **2:55, 2:114**
- Pattern cross-examination of plaintiff's
 - hypothetical expert, **2:275**
- Pattern direct examination of defense's
 - hypothetical expert, **2:244**
- Physical examination checklist, **2:31**
- Post-graduate education and training
 - examining physician, **2:145, 2:184**
 - hypothetical physician, **2:225, 2:255**
 - treating physician, **2:45, 2:104**
- Potential problems, **2:12**
- Preparing expert for deposition, **2:16**
- Present prognosis
 - examining physician, **2:167, 2:206**
 - treating physician, **2:68, 2:127**
- Pretrial use of expert, **2:5**
- Professional credentials and recognition, **2:9**
- Professional education
 - examining physician, **2:144, 2:183**
 - hypothetical physician, **2:224, 2:254**
 - treating physician, **2:44, 2:103**
- Profession or occupation
 - examining physician, **2:142, 2:181**
 - hypothetical physician, **2:222, 2:252**
 - treating physician, **2:42, 2:101**

MEDICAL EXPERT—Cont'd

- Prognosis
 - examining physician
 - first examination prognosis, **2:163, 2:202**
 - present prognosis, **2:167, 2:206**
 - subsequent examinations prognosis, **2:204**
 - subsequent visits prognosis, **2:165**
 - treating physician
 - first visit prognosis, **2:63, 2:122**
 - present prognosis, **2:68, 2:127**
 - subsequent visits prognosis, **2:65, 2:124**
- Psychiatrist/Psychologist Expert** (this index)
- Published scholarly or professional articles and writings
 - examining physician, **2:152, 2:191**
 - hypothetical physician, **2:232, 2:262**
 - treating physician, **2:52, 2:111**
- Qualification
 - medical malpractice, **43:2**
- Recognition, **2:9**
- Relationship to litigation
 - examining physician, **2:156, 2:195**
 - hypothetical physician, **2:236, 2:266**
 - treating physician, **2:56, 2:115**
- Relationship to parties and counsel
 - examining physician, **2:157, 2:196**
 - hypothetical physician, **2:237, 2:267**
 - treating physician, **2:57, 2:116**
- Required medical expert, **2:4**
- Research conducted
 - examining physician, **2:151, 2:190**
 - hypothetical physician, **2:231, 2:261**
 - treating physician, **2:51, 2:110**
- Selecting, generally, **2:8 et seq.**
- Special considerations in malpractice suits, **2:13**
- Specialty or subspecialty
 - examining physician, **2:148, 2:187**
 - hypothetical physician, **2:228, 2:258**
 - treating physician, **2:48, 2:107**
- Subsequent examinations, information about, **2:203**
- Subsequent examinations prognosis, **2:204**

INDEX

MEDICAL EXPERT—Cont'd

- Subsequent visits, information about, **2:64, 2:123, 2:164**
- Subsequent visits prognosis, **2:65, 2:124, 2:165**
- Terminology and definitions, **2:15**
- Treating physician
 - generally, **2:40 et seq.**
 - associations and affiliations, **2:46, 2:105**
 - associations, membership in medical society or other association, **2:53**
 - certifications, **2:50, 2:109**
 - charges, **2:70, 2:129**
 - consultation with other physicians, **2:67, 2:126**
 - cross-examination, generally, **2:100 et seq.**
 - current associations and affiliations, **2:47, 2:106**
 - direct examination, generally, **2:40 et seq.**
 - expertise, medical expertise in medical problems of instant case, **2:49**
 - facts, introduction of, **2:59, 2:118**
 - financial interest in case, **2:58, 2:117**
 - first visit, information about, **2:62, 2:121**
 - first visit prognosis, **2:63, 2:122**
 - future treatment, **2:69, 2:128**
 - hospitalizations and operations, **2:66, 2:125**
 - identification, **2:41, 2:100**
 - lawsuit, past experience as party to lawsuit, **2:55**
 - licenses, **2:43, 2:102**
 - medical expertise in medical problems of instant case, **2:49, 2:108**
 - medical society, membership in medical society or other association, **2:53**
 - membership in medical society or other association, **2:53, 2:112**
 - parties, past experience as party to lawsuit, **2:55**
 - past experience as expert, **2:54, 2:113**

MEDICAL EXPERT—Cont'd

- Treating physician—Cont'd
 - past experience as party to lawsuit, **2:55, 2:114**
 - post-graduate education and training, **2:45, 2:104**
 - present prognosis, **2:68, 2:127**
 - professional education, **2:44, 2:103**
 - profession or occupation, **2:42, 2:101**
 - published scholarly or professional articles and writings, **2:52, 2:111**
 - relationship to litigation, **2:56, 2:115**
 - relationship to parties and counsel, **2:57, 2:116**
 - research conducted, **2:51, 2:110**
 - specialty or subspecialty, **2:48, 2:107**
 - subsequent visits, information about, **2:64, 2:123**
 - subsequent visits prognosis, **2:65, 2:124**
 - treatises and articles read in preparation for testimony, **2:60, 2:119**
 - writings, records and documents read in preparation for testimony, **2:61, 2:120**
- Treatises and articles
 - examining physician, **2:160, 2:199**
 - hypothetical physician, **2:240, 2:270**
 - treating physician, **2:60, 2:119**
- Trial use of expert, **2:6**
- Writings, records and documents read or reviewed
 - examining physician, **2:161, 2:200**
 - hypothetical physician, **2:241, 2:271**
 - treating physician, **2:61, 2:120**

MEDICAL HISTORY

- Medical expert, **2:30**

MEDICAL MALPRACTICE

- Medical Expert** (this index)

MENTAL COMPETENCY

- Psychiatrist/psychologist expert, **6:12**

MENTAL HEALTH

- Psychiatrist/Psychologist Expert** (this index)

MENTAL HEALTH PROFESSIONALS

Psychiatrist/Psychologist Expert (this index)

MERIT PAY INCREASES

Economic loss expert, **4:114**

METEOROLOGICAL EXPERT

Generally, **18:1 et seq.**

Admissibility of evidence, **18:40, 18:41**

Associations and affiliations, **18:55, 18:84**

Attorney, relationship to, **18:87**

Basis for opinion, generally, **18:100**

Bias, **18:86 to 18:88**

Certifications, **18:54, 18:83**

Computer-generated evidence, **18:34, 18:41**

Consultations with others, **18:64, 18:95**

Contents of pretrial report, **18:32**

Cross-examination, generally, **18:80 et seq.**

Definitions and terminology, **18:70**

Demonstrative evidence, **18:33**

Deposing opponent's expert, **18:24**

Direct examination, generally, **18:50 et seq.**

Discovery, **18:22**

Education, **18:52, 18:81**

Examination or inspection, **18:65, 18:97**

Experience, **18:53, 18:82**

Experiments, **18:66, 18:98**

Facts, introduction to, **18:60, 18:91**

Fees, **18:88**

Hypothetical questions, **18:71**

Identification, **18:51**

Information relied upon for pretrial report, **18:31**

Knowledge about facts, sources of, **18:61, 18:93**

Locating expert, **18:11**

Opinion, basis for, generally, **18:100**

Opinion testimony, generally, **18:70, 18:71**

Parties, relationship to, **18:87**

Past experience as expert, **18:86**

Physical evidence examined or inspected, **18:65, 18:97**

Preliminary conference, **18:21**

METEOROLOGICAL EXPERT

—Cont'd

Preparation for testimony, generally, **18:60 et seq., 18:90 et seq.**

Pretrial involvement

generally, **18:20 et seq.**

deposing opponent's expert, **18:24**

discovery, **18:22**

preliminary conference with expert, **18:21**

pretrial preparation of expert, **18:23**

Pretrial preparation, generally, **18:23**

Pretrial report

generally, **18:30 et seq., 18:92**

computer-generated evidence, **18:34**

contents, **18:32**

demonstrative evidence prepared by expert, **18:33**

information relied upon, **18:31**

Published scholarly works or professional articles, **18:56, 18:85**

Qualifications

generally, **18:50 et seq., 18:80 et seq.**

associations and affiliations, **18:55, 18:84**

certifications, **18:54, 18:83**

education, **18:52, 18:81**

experience, **18:53, 18:82**

identification, **18:51**

published scholarly works or professional articles, **18:56, 18:85**

Relationship to parties and attorney, **18:87**

Selection of expert, **18:10 to 18:12**

Tests or experiments conducted, **18:66, 18:98**

Treatises, books and articles consulted, **18:96**

Writings, records and documents read or reviewed, **18:63, 18:94**

Written statements and reports, **18:62, 18:92**

MITIGATION OF DAMAGES

Seatbelt defense expert, **33:13**

MOLD EXPERT

Generally, **34:1 et seq.**

Admissibility of evidence, **34:40**

Associations and affiliations, **34:47**

INDEX

MOLD EXPERT—Cont'd

- Bad faith of insurer, **34:7**
- Bias, **34:50, 34:74**
- Causation, **34:13 to 34:15**
- Consultations with others, **34:55, 34:80**
- Contractual principles, **34:6, 34:16**
- Coverage under insurance policy, **34:8**
- Cross-examination, **34:64 et seq.**
- Damages, **34:22, 34:23**
- Daubert standard, **34:11, 34:20**
- Defenses, **34:15, 34:16**
- Definitions and terminology, **34:60**
- Development of mold litigation, **34:4**
- Direct examination, **34:41 et seq.**
- Education, **34:44**
- Elements of proof, **34:24**
- Establishing personal injury, **34:63**
- Exhibits and demonstrations, **34:57**
- Experience, **34:46**
- Frye standard, **34:10, 34:20**
- Government agencies involved, **34:58**
- Hypotheticals, **34:61, 34:62, 34:85**
- Identification, **34:43, 34:65**
- Licenses, **34:45, 34:68**
- Negligence, **34:5**
- Parties, **34:17, 34:18**
- Pretrial involvement of expert, **34:28 to 34:34**
- Pretrial report, **34:35 to 34:39**
- Procedural matters, **34:19 to 34:21**
- Punitive damages, **34:23**
- Qualifications, **34:42 et seq., 34:66 et seq.**
- Research and published scholarly works, **34:48, 34:71**
- Selection of expert, **34:25 to 34:27**
- Standards of care, **34:59**
- Statute of limitations, **34:9, 34:21**
- Statutory applications of evidentiary standard, **34:12**
- Tests and inspections, **34:56**
- Theories of recovery, **34:5 to 34:7**
- Written statements and reports, **34:53 et seq., 34:77 et seq.**

MOTION

- Admissibility of evidence, To strike, **43:14**

MOTION—Cont'd

- Exclude or limit expert medical witness admissibility of evidence, **43:13**
- Qualify expert medical witness, to admissibility of evidence, **43:12**

MOTORBOAT LIABILITY EXPERT

- Generally, **28:1 et seq.**
- Admissibility of evidence, **28:16**
- Advice for new experts, **28:65**
- Alternative schools of professional thought, **28:49**
- Associations and affiliations, **28:23, 28:46**
- Attacking documents, records, exhibits and demonstrative evidence, **28:58**
- Basis for opinion, **28:57 to 28:62**
- Bias, **28:27, 28:50**
- Computer-generated evidence, **28:15**
- Concluding deposition of opponent's expert witness, **28:62**
- Consultation with others, **28:32, 28:55**
- Cross-examination
 - generally, **28:40 to 28:63**
 - alternative schools of professional thought, **28:49**
 - associations and affiliations, **28:46**
 - attacking documents, records, exhibits and demonstrative evidence, **28:58**
 - basis for opinion, **28:57 to 28:62**
 - bias, **28:50**
 - concluding deposition of opponent's expert witness, **28:62**
 - consultations with others, **28:55**
 - education, **28:43**
 - experience, **28:45**
 - identification of witness, **28:41**
 - inconsistent writings or testimony, **28:59**
 - introduction to facts, **28:52**
 - objecting to testimony, **28:60**
 - pattern cross-examination, **28:61**
 - post-deposition follow-up, **28:63**
 - preparation for testimony, **28:51 to 28:56**
 - profession or occupation and licenses, **28:44**
 - publications, **28:47**

**MOTORBOAT LIABILITY EXPERT
—Cont'd**

Cross-examination—Cont'd
 qualifications, **28:42 to 28:50**
 sources of knowledge about facts, **28:54**
 writings read or not read, **28:55**
 written reports prepared by expert, **28:53**

Demonstrative evidence prepared by expert, **28:14**

Depositions of expert and opposing expert, **28:8, 28:9**

Direct examination
 generally, **28:17 to 28:39**
 associations and affiliations, **28:23**
 bias, **28:27**
 consultation with others, **28:32**
 education, **28:20**
 exhibits and demonstrative evidence, **28:34**
 experience, **28:22**
 government agency involvement, **28:35**
 hypothetical questions, **28:39**
 identification of witness, **28:19**
 introduction to facts, **28:28**
 opinion testimony, **28:37 to 28:39**
 preparation for testimony, **28:26 to 28:36**
 profession or occupation and licenses, **28:21**
 qualifications, **28:20 to 28:25**
 qualifications checklist, **28:25**
 research and published scholarly works, **28:24**
 sample witness qualification checklist, **28:18**
 sources of knowledge about facts, **28:29**
 standards of care, **28:34**
 tests and inspections, **28:33**
 writings read or reviewed, **28:31**
 written statements and reports prepared by expert, **28:30**

Education, **28:20, 28:43**

Exhibits and demonstrative evidence, **28:34**

Experience, **28:22, 28:45**

**MOTORBOAT LIABILITY EXPERT
—Cont'd**

Final argument, **28:64**

Government agency involvement, **28:35**

Hypothetical questions, **28:39**

Identification of witness, **28:19, 28:41**

Inconsistent writings or testimony, **28:59**

Introduction to facts, **28:28, 28:52**

Objecting to testimony, **28:60**

Opinion testimony, **28:37 to 28:39**

Pattern cross-examination, **28:61**

Post-deposition follow-up, **28:63**

Preliminary conference, **28:6**

Preparation for testimony, **28:26 to 28:36**

Pretrial discovery, **28:7**

Pretrial involvement of expert, **28:5 to 28:10**

Pretrial report, **28:11 to 28:15**

Profession or occupation and licenses, **28:21, 28:44**

Publications, **28:47**

Qualifications, **28:20 to 28:25, 28:42 to 28:50**

Qualifications checklist, **28:25**

Research and published scholarly works, **28:24**

Sample witness qualification checklist, **28:18**

Selecting expert, **28:2 to 28:4 et seq.**

Sources of knowledge about facts, **28:29, 28:54**

Standards of care, **28:34**

Statutes and case law, **28:66**

Summation, **28:64**

Tests and inspections, **28:33**

Trial preparation, **28:9, 28:51 to 28:56**

Writings read, not read, or reviewed, **28:31, 28:55**

Written statements and reports prepared by expert, **28:30, 28:53**

MOTORCYCLE EXPERT

Generally, **32:1 to 32:64**

Admissibility of evidence, **32:17**

Advice for new experts, **32:64**

Alternative schools of professional thought, **32:48**

INDEX

MOTORCYCLE EXPERT—Cont'd

Associations and affiliations, **32:24, 32:45**
Attacking documents and records, **32:57**
Basis for opinion, **32:56**
Bias, **32:27, 32:49**
Computer-generated evidence, **32:16**
Consultations with others, **32:32, 32:55**
Cross-examination of opposing expert, **32:39 to 32:62**
Definitions, **32:37**
Demonstrative evidence, **32:15, 32:34, 32:57**
Deposition of expert and opposing expert, **32:8, 32:9, 32:61**
Direct examination, **32:18 to 32:38**
Education, **32:21, 32:42**
Elements of proof, **32:11**
Exhibits, **32:34**
Experience, **32:23, 32:44**
Government agencies, **32:35**
Hypothetical cross-examination, **32:60**
Hypothetical questions and topics, **32:38**
Identification of expert, **32:20, 32:40**
Jurisdictional variance, **32:11**
Objecting to testimony, **32:59**
Preparation, **32:10, 32:50**
Pretrial discovery, **32:7**
Pretrial involvement of expert, **32:5 to 32:10**
Pretrial report, **32:12 to 32:16**
Profession or occupation and licenses, **32:22, 32:43**
Publications, **32:46**
Qualifications, **32:26, 32:41**
Sample witness qualification questions, **32:19**
Selection of expert, **32:2 to 32:4**
Sources of knowledge about facts, **32:29, 32:53**
Standard of care, **32:36**
Summation, **32:6**
Tests and inspections conducted, **32:33**
When to use expert, **32:2**
Writings read or reviewed, **32:31, 32:54**
Written reports prepared by expert, **32:10**

MOTORCYCLE EXPERT—Cont'd

Written statements and reports by expert, **32:30**

MOTOR VEHICLE PRODUCTS EXPERT

Generally, **16:1 et seq.**
Assessment of product as manufactured, **16:61**
Assessment of product design, **16:60**
Associations and affiliations, **16:43, 16:74**
Attacking documents, records, exhibits and demonstrative evidence, **16:91**
Attorneys, relationship to, **16:77**
Basis for opinion, generally, **16:90, 16:91**
Bias, **16:76 to 16:78**
Consultations with others, **16:54, 16:85**
Contents of pretrial report, **16:32**
Cross-examination, generally, **16:70 et seq.**
Demonstrative evidence, **16:33, 16:91**
Depositions, **16:25**
Design of product, **16:60**
Direct examination, generally, **16:40 et seq.**
Discovery, **16:24**
Education, **16:41, 16:72**
Evaluation and investigation of case, **16:22**
Exhibits, **16:91**
Experience, **16:73**
Facts, introduction to, **16:50, 16:81**
Fees, **16:78**
Financial interest in case, **16:47**
Hypothetical questions, **16:62, 16:63**
Identification, **16:40**
Information relied upon for pretrial report, **16:31**
Inspection of motor vehicle, **16:55**
Inspection of motor vehicle product, **16:56**
Investigation, **16:22**
Knowledge about facts, sources of, **16:51, 16:83**
Locating expert, **16:10**
Manufacturing, assessment of product as manufactured, **16:61**

**MOTOR VEHICLE PRODUCTS
EXPERT—Cont'd**

- Opinion, basis for, generally, **16:90, 16:91**
- Opinion testimony, generally, **16:60 to 16:63**
- Parties, relationship to, **16:77**
- Past experience as expert, **16:45, 16:76**
- Preliminary conference, **16:21**
- Preparation for testimony, generally, **16:50 et seq., 16:80 et seq.**
- Pretrial involvement
 - generally, **16:20 et seq.**
 - deposition of opposing party's expert, **16:25**
 - discovery of expert, **16:24**
 - evaluation and investigation of case, **16:22**
 - preliminary conference with expert, **16:21**
 - pretrial preparation of expert, **16:23**
- Pretrial preparation, generally, **16:23**
- Pretrial reports, **16:30 to 16:33, 16:82**
- Professional experience, **16:42**
- Published scholarly works or professional articles, **16:44, 16:75**
- Qualifications
 - generally, **16:40 et seq., 16:70 et seq.**
 - associations and affiliations, **16:43, 16:74**
 - education, **16:41, 16:72**
 - experience, **16:73**
 - identification, **16:40**
 - professional articles published, **16:44, 16:75**
 - professional experience, **16:42**
- Relationship to litigation, **16:46**
- Relationship to parties and counsel, **16:77**
- Selection of expert, **16:10, 16:11**
- Treatises, books and articles consulted, **16:86**
- Writings, records and documents read or reviewed, **16:53, 16:84**
- Written statements and reports, **16:52, 16:82**

NAIL BUILDERS AND EXTENDERS

- Cosmetics expert, **35:20**

**NAIL POLISHES AND POLISH
REMOVERS**

- Cosmetics expert, **35:19**

NARCOANALYSIS

- Psychiatrist/psychologist expert, **6:43**

NEW EXPERT

- Advice for New Expert** (this index)

OBJECTIONS

- Generally, **1:170 et seq.**
- Agricultural machine injury expert, **38:40**
- Authoritative treatises, contradiction of expert through, **42:32**
- Causation, **1:176**
- Cross-examination, **1:185**
- Deposition of opponent's expert, **1:92**
- Economic loss expert, **4:127**
- Elevator expert, **30:60**
- Environmental expert, **37:40**
- Federal Rule of Civil Procedure, generally, **1:171**
- Historian expert, **41:40**
- Hypothetical questions, **1:174**
- Improper standards, **1:175**
- Inappropriate subject matter, **1:172**
- Intellectual property expert, **27:57**
- Lead paint expert, **36:81**
- Medical expert, **2:274**
- Motorboat liability expert, **28:60**
- Motorcycle expert, **32:59**
- Psychiatrist/psychologist expert, **6:41, 6:44**
- Qualifications, **1:173**
- Real estate appraisal expert, **5:98**
- Ski safety expert, **31:66**
- Subject matter, **1:172**

OCCUPATION

- Profession or Occupation** (this index)

OCCURRENCE, WITNESS TO

- Generally, **1:21**

OFFERS AND OPTIONS TO

PURCHASE

- Real estate appraisal expert, **5:45**

OPENING STATEMENT

- Trial preparation, **1:103**

INDEX

OPERABILITY

Seatbelt defense expert, **33:8**

OPERATIONS

Hospitalizations and Operations (this index)

OPINION RULE

Generally, **1:4**

OPTIONS TO PURCHASE

Real estate appraisal expert, **5:45**

PARTIES

Accident reconstruction expert, **8:91**

Accounting expert, **7:87**

Construction expert, **11:87**

Copyright expert, **13:87**

Cross-examination, **1:237**

Custody expert, **17:24, 17:60, 17:88**

Direct examination, **1:134, 1:136**

Economic loss expert, **4:96**

Employment expert, **19:87**

Firearms expert, **15:87**

Lead paint expert, **36:15**

Medical expert, **2:55, 2:57, 2:114, 2:116, 2:155, 2:157, 2:194, 2:196, 2:235, 2:237, 2:265, 2:267**

Meteorological expert, **18:87**

Mold expert, **34:17, 34:18**

Motor vehicle products expert, **16:77**

Past Experience as Party to Lawsuit
(this index)

Pathologist expert, **12:87**

Products liability expert, **3:62, 3:92**

Psychiatrist/psychologist expert, **6:85**

Questioned documents expert, **10:87**

Real estate appraisal expert, **5:61, 5:122, 5:133**

Relationship to Parties or Attorney
(this index)

Securities valuation expert, **9:87**

Toxic expert, **14:87**

PAST EXPERIENCE AS EXPERT

Accident reconstruction expert, **8:90**

Accounting expert, **7:86**

Business appraisal expert, **20:55, 20:87**

Copyright expert, **13:86**

Custody expert, **17:87**

Direct examination, generally, **1:133**

PAST EXPERIENCE AS EXPERT

—Cont'd

Employment expert, **19:86**

Firearms expert, **15:86**

Medical expert

examining physician, **2:154, 2:193**

hypothetical physician, **2:234, 2:264**

treating physician, **2:54, 2:113**

Meteorological expert, **18:86**

Motor vehicle products expert, **16:45, 16:76**

Pathologist expert, **12:86**

Products liability expert, **3:60, 3:90**

Psychiatrist/psychologist expert, **6:84**

Questioned documents expert, **10:86**

Securities valuation expert, **9:86**

Toxic expert, **14:86**

PAST EXPERIENCE AS PARTY TO LAWSUIT

Direct examination, **1:134**

Medical expert

examining physician, **2:155, 2:194**

hypothetical physician, **2:235, 2:265**

treating physician, **2:55, 2:114**

PATHOLOGIST EXPERT

Generally, **12:1 et seq.**

Admissibility of evidence, **12:40**

Associations and affiliations, **12:54, 12:84**

Attorneys, relationship to, **12:87**

Basis for opinion, **12:100**

Bias, **12:86 to 12:88**

Certification, **12:83**

Consultation with others, **12:65, 12:95**

Contents of pretrial report, **12:32**

Cross-examination, generally, **12:80 et seq.**

Definitions and terminology, **12:70**

Demonstrative evidence prepared by expert, **12:33**

Depositions, **12:24**

Direct examination, generally, **12:50 et seq.**

Discovery, **12:23**

Education, **12:52, 12:81**

Experience, **12:53, 12:82**

Facts, introduction to, **12:61, 12:91**

PATHOLOGIST EXPERT—Cont'd

Fees, **12:88**
 Hypothetical questions and examples, **12:71**
 Identification, **12:51**
 Information relied upon for pretrial report, **12:31**
 Investigation of death, generally, **12:14**
 Knowledge about facts, sources of, **12:62, 12:93**
 Locating expert, **12:11**
 Opinion, basis for, **12:100**
 Opinion testimony, generally, **12:70, 12:71**
 Parties, relationship to, **12:87**
 Past experience as expert, **12:86**
 Preliminary conference with expert, **12:21**
 Preparation for testimony, generally, **12:60 et seq., 12:90 et seq.**
 Pretrial involvement
 generally, **12:20 et seq.**
 deposition of opposing party's expert, **12:24**
 discovery, **12:23**
 preliminary conference with expert, **12:21**
 trial preparation of expert, **12:22**
 Pretrial reports, **12:30 to 12:33, 12:92**
 Published scholarly works or professional articles, **12:55, 12:85**
 Qualifications
 generally, **12:50 et seq., 12:80 et seq.**
 associations and affiliations, **12:54, 12:84**
 certification, **12:83**
 checklist, **12:56**
 education, **12:52, 12:81**
 experience, **12:53, 12:82**
 identification, **12:51**
 published scholarly works or professional articles, **12:55, 12:85**
 Relationship to opposing party or attorney, **12:87**
 Selection of expert, generally, **12:10 to 12:14**
 Treatises, books and articles consulted, **12:96**
 Trial preparation, generally, **12:22**

PATHOLOGIST EXPERT—Cont'd

Types of death, **12:13**
 Writings, records and documents read or reviewed, **12:64, 12:94**
 Written statements and reports, **12:63, 12:92**

PATTERN CROSS-EXAMINATION

Economic loss expert, **4:128**
 Elevator expert, **30:61**
 Intellectual property expert, **27:58**
 Medical expert, hypothetical physician, **2:274**
 Motorboat liability expert, **28:61**

PATTERN DIRECT EXAMINATION

Economic loss expert, **4:82**
 Medical expert, hypothetical physician, **2:244**
 Psychiatrist/psychologist expert, **6:72**

PATTERN FOR HYPOTHETICAL QUESTION

Cross-examination, **1:263**

PERSONAL CONSUMPTION EXPENDITURES

Economic loss expert, **4:80, 4:121**

PERSONAL INJURY CASES

Psychiatrist/psychologist expert, **6:10, 6:11, 6:72**

PERSONAL SOURCES

Generally, **1:22**

PHOTOGRAPHS OF ACCIDENT SITE

Accident reconstruction expert, **8:24**

PHYSICAL EVIDENCE

Accident reconstruction expert, **8:66, 8:105**
 Cross-examination, **1:254**
 Direct examination, **1:145**
 Firearms expert, **15:70, 15:100**
 Meteorological expert, **18:65, 18:97**

PHYSICAL EXAMINATION

Checklist, **2:31**
 Cross-examination, **1:253**
 Direct examination, **1:144**

INDEX

PHYSICIANS

Medical Expert (this index)

Psychiatrist/Psychologist Expert (this index)

POLICE MISCONDUCT EXPERT

Generally, **24:1 et seq.**

Acknowledgement of other experts, **24:87**

Admissibility of evidence, **24:40**

Alternative schools of professional thought, **24:88**

Associations and affiliations, **24:55, 24:85**

Attacking documents, records, exhibits and demonstrative evidence, **24:98**

Basis for opinion, **24:97 to 24:99**

Bias, **24:57, 24:89**

Computer-generated evidence, admissibility, **24:41**

Consultation with others, **24:62, 24:96**

Cross-examination, generally, **24:80 et seq.**

Definitions and terminology, **24:67**

Demonstrative evidence, **24:32, 24:64, 24:98**

Depositions

opposing expert, **24:25**

police misconduct expert, **24:24**

Direct examination, generally, **24:50 et seq.**

Discovery, pretrial, **24:23**

Education, **24:52, 24:82**

Examination or inspection, **24:22, 24:63, 24:95**

Exhibits, **24:64, 24:98**

Experience, **24:54, 24:84**

Facts, introduction to, **24:58**

Facts, sources of knowledge about, **24:59, 24:93**

Government agencies involved, **24:65**

Hypothetical questions, **24:68**

Identification, **24:51, 24:81**

Inconsistent writings or testimony, **24:99**

Opinion, basis for, **24:97 to 24:99**

Opinion testimony, generally, **24:67, 24:68**

Overview, **24:1**

POLICE MISCONDUCT EXPERT

—Cont'd

Preliminary conference, **24:21**

Preparation for testimony, generally, **24:57 et seq., 24:90 et seq.**

Preparation for trial, generally, **24:26**

Pretrial involvement

generally, **24:20 et seq.**

discovery, **24:23**

preliminary conference, **24:21**

trial, preparation for, **24:26**

use, generally, **24:20**

Pretrial report

generally, **24:30 et seq.**

computer-generated evidence, **24:41**

demonstrative evidence prepared by expert, **24:32**

information provided to expert, **24:31**

Profession or occupation, **24:53, 24:83**

Publications, **24:56, 24:86**

Qualifications

generally, **24:52 et seq., 24:82 et seq.**

associations and affiliations, **24:55, 24:85**

education, **24:52, 24:82**

experience, **24:54, 24:84**

licenses, **24:53, 24:83**

profession or occupation, **24:53, 24:83**

publications, **24:56, 24:86**

research conducted, **24:56**

Research conducted, **24:56**

Selection of expert

generally, **24:10 et seq.**

locating expert, **24:11**

when to use the expert, **24:10**

Standards of care, **24:66**

Tests, **24:22, 24:63, 24:95**

Writings, records and documents read or reviewed, **24:61, 24:62, 24:94, 24:98, 24:99**

Written statements and reports, **24:60, 24:92**

POSSIBLE FUTURE EARNINGS

Economic loss expert, **4:115**

POST-DEPOSITION

Follow-up

cross-examination, **43:33**

POST-DEPOSITION FOLLOW-UP

Agricultural machine injury expert, **38:42**
 Elevator expert, **30:63**
 Environmental expert, **37:42**
 Historian expert, **41:42**
 Intellectual property expert, **27:60**
 Motorboat liability expert, **28:63**
 Ski safety expert, **31:69**

POST-GRADUATE EDUCATION AND TRAINING

Cross-examination, **1:227**
 Direct examination, **1:125**
 Medical expert
 examining physician, **2:145, 2:184**
 hypothetical physician, **2:225, 2:255**
 treating physician, **2:45, 2:104**

POST-REPORT CONFERENCE

Real estate appraisal expert, **5:34**

POTENTIAL PROBLEMS

Medical expert, **2:12**

PREJUDICE

Bias or Interest (this index)

PRELIMINARY CONFERENCES

Generally, **1:50**
 Accident reconstruction expert, **8:25**
 Accounting expert, **7:21**
 Advice for new expert, **1:276**
 Architecture expert, **23:21**
 Asbestos abatement expert, **25:6**
 Business appraisal expert, **20:21**
 Clarification of terminology and definitions, **1:56**
 Compensation and fees, **1:57**
 Confirming letter, **1:58, 1:59**
 Construction expert, **11:21**
 Copies of significant writings and documents, **1:53**
 Custody expert, **17:21**
 Economic loss expert, **4:21**
 Elevator expert, **30:9**
 Employment expert, **19:21**
 Examinations, tests, and studies, **1:55**
 Firearms expert, **15:21**
 Fire expert, **22:21**

PRELIMINARY CONFERENCES

—Cont'd

Human factors expert, **21:21**
 Intellectual property expert, **27:6**
 Lead paint expert, **36:27**
 Meteorological expert, **18:21**
 Motorboat liability expert, **28:6**
 Motor vehicle products expert, **16:21**
 Pathologist expert, **12:21**
 Police misconduct expert, **24:21**
 Products liability expert, **3:21**
 Psychiatrist/psychologist expert, **6:21**
 Purpose, **1:51**
 Questioned documents expert, **10:21**
 Real estate appraisal expert, **5:21**
 Recommendations, **1:54**
 Securities valuation expert, **9:21**
 Sex discrimination expert, **26:6**
 Significant writings and documents, copies of, **1:53**
 Ski safety expert, **31:14**
 State of facts and legal issues, **1:52**
 Terminology and definitions, clarification of, **1:56**
 Toxic expert, **14:21**

PRESENT PROGNOSIS

Examining physician, **2:167, 2:206**
 Treating physician, **2:68, 2:127**

PRESENT VALUE COMPUTATION

Economic loss expert, **4:81, 4:111**

PRESERVATIVES

Cosmetics expert, **35:10**

PRETRIAL DISCOVERY

Lead paint expert, **36:28**
 Motorcycle expert, **32:7**
 Ski safety expert, **31:15**

PRETRIAL INVOLVEMENT

Generally, **1:13**
Accident Reconstruction Expert (this index)
 Accounting expert, **7:20 to 7:23**
 Agricultural machine injury expert, **38:10 to 38:12**
 Appeal, **43:8**
 Authoritative treatises, contradiction of expert through, **42:6 to 42:8**

INDEX

PRETRIAL INVOLVEMENT—Cont'd

Business Appraisal Expert (this index)
Construction Expert (this index)
Copyright expert, **13:20 to 13:23**
Custody Expert (this index)
Economic loss expert, **4:20 to 4:23**
Elevator expert, **30:8 et seq.**
Employment Expert (this index)
Environmental expert, **37:10 to 37:12**
Expert witness disclosure, Generally, **43:3 to 43:10**
Expert witness fees, **43:10**
Firearms Expert (this index)
Fire Expert (this index)
Fire Protection Engineer Expert (this index)
Forensic pathologist expert, **39:16 to 39:18**
Historian expert, **41:10 to 41:13**
Human Factors Expert (this index)
Intellectual Property Expert (this index)
Lead paint expert, **36:25 to 36:31**
Locating and interviewing, Potential expert medical witnesses, **43:9**
Medical expert, **2:5**
Meteorological Expert (this index)
Motorboat liability expert, **28:5 to 28:10**
Motorcycle expert, **32:5 to 32:10**
Motor Vehicle Products Expert (this index)
Pathologist Expert (this index)
Products Liability Expert (this index)
Psychiatrist/Psychologist Expert (this index)
Questioned documents expert, **10:20 to 10:23**
Real estate appraisal expert, **5:20 to 5:24**
Reports and affidavits, **43:4**
Same specialty requirement, **43:5**
Seatbelt defense expert, **33:46 to 33:52**
Securities Valuation Expert (this index)
Ski safety expert, **31:13 to 31:18**
Standards of care, **43:7**
Toxic Expert (this index)
Vocational expert, **40:11 to 40:13**

PRETRIAL INVOLVEMENT—Cont'd
Waiver, **43:6**

PRETRIAL PREPARATION

As to particular experts, see more specific topics throughout this index
Generally, **1:40 et seq.**

PRETRIAL REPORTS

Accident Reconstruction Expert (this index)
Accounting Expert (this index)
Business Appraisal Expert (this index)
Construction expert, **11:30 to 11:33, 11:92**
Copyright expert, **13:30 to 13:33, 13:92**
Custody expert, **17:30 to 17:32**
Economic Loss Expert (this index)
Elevator expert, **30:14 to 30:18**
Employment Expert (this index)
Firearms Expert (this index)
Fire Expert (this index)
Fire Protection Engineer Expert (this index)
Human Factors Expert (this index)
Meteorological Expert (this index)
Mold expert, **34:35 to 34:39**
Motorboat liability expert, **28:11 to 28:15**
Motorcycle expert, **32:12 to 32:16**
Motor vehicle products expert, **16:30 to 16:33, 16:82**
Pathologist expert, **12:30 to 12:33, 12:92**
Products liability expert, **3:30 to 3:33**
Psychiatrist/psychologist expert, **6:30 to 6:32, 6:89**
Questioned documents expert, **10:30 to 10:33, 10:92**
Real Estate Appraisal Expert (this index)
Seatbelt defense expert, **33:53 to 33:57**
Securities valuation expert, **9:30 to 9:33, 9:92**
Ski safety expert, **31:19 to 31:23**
Toxic Expert (this index)

PRIOR INCONSISTENT STATEMENTS

Cross-examination, **1:261, 1:262**

PRIVILEGE

Work Product, Privilege and Fairness
(this index)

PROBABILITY COMPUTATION

Economic loss expert, **4:117**

PRODUCTION OF DOCUMENTS

Business appraisal expert, requests for
production of documents, **20:22**

PRODUCTS LIABILITY EXPERT

Generally, **3:1 et seq.**
Admissibility of evidence, **3:40**
Assessment of product, **3:68, 3:98**
Associations and affiliations, **3:53, 3:83**
Attorneys, relationship to, **3:62, 3:92**
Case, introduction of, **3:94**
Classic formula for hypothetical question, **3:73**
Consultation with others, **3:66, 3:96**
Contents of pretrial report, **3:33**
Cross-examination, generally, **3:80 et seq.**
Definitions, **3:2**
Demonstrative evidence, **3:32**
Direct examination, generally, **3:50 et seq.**
Discovery, **3:23**
Education, **3:52, 3:82**
Examinations and tests, **3:22**
Experience with products comparable to product currently in issue, **3:55, 3:85**
Facts, introduction of, **3:64**
Financial interest in case, **3:63, 3:93**
Hypothetical question, **3:71 to 3:74, 3:101**
Identification, **3:51, 3:81**
Information provided to expert for report, **3:31**
Inspection of scene of accident or injury, **3:69, 3:99**
Locating expert, **3:11**
Memberships in organizations, **3:59, 3:89**
Opinions, generally, **3:70, 3:100**
Other professional activities, **3:58, 3:88**
Parties, relationship to, **3:62, 3:92**
Past experience as expert, **3:60, 3:90**

PRODUCTS LIABILITY EXPERT

—Cont'd

Preliminary conference, **3:21**
Preparation for testimony, **3:64 to 3:67, 3:94 to 3:97**
Pretrial involvement
generally, **3:20 et seq.**
discovery, **3:23**
examinations and tests conducted by expert, **3:22**
preliminary conference with expert, **3:21**
trial preparation of expert, **3:24**
Pretrial report of expert, **3:30 to 3:33**
Products liability expert, **3:74**
Qualifications and background
assessment of product, **3:68, 3:98**
associations and affiliations, **3:53, 3:83**
case, introduction of, **3:94**
consultation of other individuals in preparation for testimony, **3:66, 3:96**
education, **3:52, 3:82**
experience with products comparable to product currently in issue, **3:55, 3:85**
facts, introduction of, **3:64**
financial interest in case, **3:63, 3:93**
hypothetical question, **3:71 to 3:74, 3:101**
identification, **3:51, 3:81**
inspection of scene of accident or injury, **3:69, 3:99**
memberships in organizations, **3:59, 3:89**
other professional activities, **3:58, 3:88**
past experience as expert, **3:60, 3:90**
preparation for testimony, **3:64 to 3:67, 3:94 to 3:97**
relationship to litigation, **3:61, 3:91**
relationship to parties and counsel, **3:62, 3:92**
research conducted, **3:56, 3:86**
scholarly or professional articles and writings, **3:57, 3:87**
specialty and subspecialty, **3:54, 3:84**

**PRODUCTS LIABILITY EXPERT
—Cont'd**

Qualifications and background—Cont'd
theories relied on and opinions
formed by expert, **3:70, 3:100**
treatises, books and articles read in
preparation for testimony, **3:65,**
3:95
writings, records and documents read
in preparation for testimony,
3:67, 3:97
Relationship to litigation, **3:61, 3:91**
Relationship to parties and counsel,
3:62, 3:92
Research conducted, **3:56, 3:86**
Selection of expert, **3:10 to 3:12**
Specialty and subspecialty, **3:54, 3:84**
Substantive testimony, generally, **3:68 et**
seq., 3:98 to 3:101
Tests, **3:22**
Theories relied on and opinions formed
by expert, **3:70, 3:100**
Treatises, books and articles read in
preparation for testimony, **3:65,**
3:95
Trial preparation, generally, **3:24**
Writings, records and documents read or
reviewed, **3:67, 3:97**

**PROFESSIONAL APPRAISAL
EXPERT**

Generally, **5:124, 20:11**
For detailed treatment, see index topics
Business Appraisal Expert; Real
Estate Appraisal Expert

**PROFESSIONAL APPRAISAL
ORGANIZATIONS**

Generally, **5:57, 5:118**

**PROFESSIONAL ARTICLES AND
WRITINGS**

Published Scholarly Works or Profes-
sional Articles (this index)

**PROFESSIONAL CREDENTIALS
AND RECOGNITION**

Medical expert, **2:9**

PROFESSIONAL DESIGNATIONS

Real estate appraisal expert, **5:55, 5:116**

**PROFESSIONAL EDUCATION AND
TRAINING**

See also more specific topics throughout
this index
Cross-examination, **1:226**
Direct examination, **1:124**
Medical expert
examining physician, **2:144, 2:183**
hypothetical physician, **2:224, 2:254**
treating physician, **2:44, 2:103**
Real estate appraisal expert, **5:54, 5:115**

PROFESSIONAL EXPERIENCE

Experience (this index)

PROFESSIONAL EXPERT WITNESS

Cross-examination, **1:239**

**PROFESSIONAL SOCIETIES AND
ORGANIZATIONS**

Generally, **1:24**
Cross-examination, **1:229**
Custody expert, **17:56**
Direct examination, **1:132**
Medical expert
membership in medical society or
other association
examining physician, **2:153, 2:192**
hypothetical physician, **2:233,**
2:263
treating physician, **2:53, 2:112**
Products liability expert, **3:59, 3:89**

**PROFESSIONAL STANDARDS OF
CARE**

Direct examination, **1:151**

**PROFESSIONAL THOUGHT,
ALTERNATIVE SCHOOLS OF**

Accident reconstruction expert, **8:89**
Cross-examination, **1:243**

PROFESSION OR OCCUPATION

Accident reconstruction expert, **8:52,**
8:82
Architecture expert, **23:54, 23:83**
Asbestos abatement expert, **25:22, 25:41**
Cross-examination, **1:224**
Direct examination, **1:122**
Elevator expert, **30:24, 30:44**
Fire expert, **22:54, 22:83**

PROFESSION OR OCCUPATION

—Cont'd

Human factors expert, **21:53, 21:83**
 Intellectual property expert, **27:41**
 Lead paint expert, **36:42, 36:65**
 Medical expert
 examining physician, **2:142, 2:181**
 hypothetical physician, **2:222, 2:252**
 treating physician, **2:42, 2:101**
 Motorboat liability expert, **28:21, 28:44**
 Motorcycle expert, **32:22, 32:43**
 Police misconduct expert, **24:53, 24:83**
 Real estate appraisal expert, **5:52, 5:113**
 Sex discrimination expert, **26:21, 26:41**
 Ski safety expert, **31:29, 31:50**

PROGNOSIS

Examining physician
 first examination prognosis, **2:163, 2:202**
 present prognosis, **2:167, 2:206**
 subsequent examinations prognosis, **2:204**
 subsequent visits prognosis, **2:165**
 Psychiatrist/psychologist expert
 current prognosis, **6:70**
 first visit prognosis, **6:68**
 subsequent visit prognosis, **6:69**
 Treating physician
 first visit prognosis, **2:63, 2:122**
 present prognosis, **2:68, 2:127**
 subsequent visits prognosis, **2:65, 2:124**

PROXIMATE CAUSE

Accounting expert, **7:101**

**PSYCHIATRIST/PSYCHOLOGIST
EXPERT**

Generally, **6:1 et seq.**
 Accuracy in psychological tests, lack of, **6:101**
 Admissibility of evidence
 generally, **6:40 et seq.**
 Federal Rules of Evidence, **6:46**
 hearsay exceptions, **6:42**
 hypnosis, **6:43**
 narcoanalysis, **6:43**
 objections, **6:41, 6:44**

**PSYCHIATRIST/PSYCHOLOGIST
EXPERT—Cont'd**

Admissibility of evidence—Cont'd
 psychotherapist-patient privilege, **6:45**
 subjective evaluation, objections to, **6:44**
 Associations and affiliations, **6:56**
 Attorney, relationship to, **6:85**
 Basis for opinions, generally, **6:95**
 Bias, **6:84 to 6:86, 6:87**
 Causation, **6:102**
 Civil hearings on mental competency and commitment, **6:12**
 Commitment of persons, **6:12**
 Constructive cross-examination, **6:96, 6:103**
 Consultations with others, **6:64, 6:92**
 Cross-examination, generally, **6:80 et seq.**
 Current prognosis, **6:70**
 Definitions and terminology, **6:65**
 Demonstrative evidence, **6:32**
 Depositions, **6:25**
 Destructive cross-examination, **6:97, 6:104**
 Direct examination, generally, **6:50 et seq.**
 Discovery, **6:23**
 Education, **6:54, 6:81**
 Evaluation, **6:44, 6:66**
 Examination of patient, **6:24**
 Examining expert on psychiatric evaluation, **6:66**
 Experience, **6:55, 6:82**
 Facts, introduction to, **6:60, 6:88**
 Federal Rules of Evidence, **6:46**
 Fees, **6:86**
 Financial interest in case, **6:58**
 First visit prognosis, **6:68**
 Foundation evidence, **6:51, 6:98**
 Future treatment, **6:71**
 Hearsay exceptions, **6:42**
 Hypnosis, **6:43**
 Hypothetical questions, **6:94**
 Identification, **6:52**
 Jury selection, use during, **6:26**

**PSYCHIATRIST/PSYCHOLOGIST
EXPERT—Cont'd**

Knowledge about facts, sources of, **6:61, 6:90**
 Locating expert, **6:13**
 Malingering, **6:100**
 Mental competency, **6:12**
 Mental health professionals, generally, **6:15**
 Narcoanalysis, **6:43**
 Objections, **6:41, 6:44**
 Parties, relationship to, **6:85**
 Past experience as expert, **6:84**
 Pattern direct examination, **6:72**
 Personal injury cases, **6:10, 6:11, 6:72**
 Physicians, generally, **6:15**
 Preliminary conference, **6:21**
 Pretrial involvement
 generally, **6:20 et seq.**
 deposition of opponent's expert, **6:25**
 discovery, **6:23**
 examination of patient, **6:24**
 jury selection, use during, **6:26**
 preliminary conference with expert, **6:21**
 pretrial discovery, **6:23**
 trial preparation of expert, **6:22**
 Pretrial reports, **6:30 to 6:32, 6:89**
 Prognosis
 current prognosis, **6:70**
 first visit prognosis, **6:68**
 subsequent visit prognosis, **6:69**
 Psychoanalysts, generally, **6:14**
 Psychological testing results, **6:67**
 Psychotherapist-patient privilege, **6:45**
 Published scholarly works or professional articles, **6:57, 6:83**
 Qualifications, **6:53, 6:59, 6:81 to 6:83, 6:99**
 Relationship to parties and attorney, **6:85**
 Selection of expert, generally, **6:10 et seq.**
 Stipulations regarding qualifications, **6:59**
 Subjective evaluation, objections to, **6:44**
 Subjective relation of symptoms and facts, **6:100**

**PSYCHIATRIST/PSYCHOLOGIST
EXPERT—Cont'd**

Subsequent visit prognosis, **6:69**
 Symptoms, subjective relation of symptoms and facts, **6:100**
 Tests, **6:67, 6:101**
 Treatises, books and articles consulted, **6:93**
 Trial preparation, generally, **6:22**
 Writings, records and documents read or reviewed, **6:63, 6:91**
 Written statements and reports, **6:62, 6:89**

PSYCHOANALYSTS

Psychiatrist/Psychologist Expert (this index)

PSYCHOLOGICAL TESTS

Custody expert, **17:25, 17:26, 17:67, 17:96**
 Psychiatrist/psychologist expert, **6:67**

PSYCHOLOGIST

Psychiatrist/Psychologist Expert (this index)

**PSYCHOTHERAPIST-PATIENT
PRIVILEGE**

Custody expert, **17:40**
 Psychiatrist/psychologist expert, **6:45**

PUBLICATIONS

Motorcycle expert, **32:46**

**PUBLICATIONS AND REFERRAL
SERVICES**

Generally, **1:26**

**PUBLISHED SCHOLARLY WORKS
OR PROFESSIONAL ARTICLES**

Accident reconstruction expert, **8:57, 8:87**
 Accounting expert, **7:55, 7:85**
 Advice for new expert, **1:279**
 Architecture expert, **23:57, 23:86**
 Asbestos abatement expert, **25:25, 25:44**
 Business appraisal expert, **20:54, 20:86**
 Construction expert, **11:55, 11:85**
 Copyright expert, **13:55, 13:85**
 Cross-examination, **1:232, 1:247, 1:257, 1:258, 1:261**

**PUBLISHED SCHOLARLY WORKS
OR PROFESSIONAL ARTICLES**

—Cont'd

Custody expert, **17:57, 17:85**
 Depositions, **1:96**
 Direct examination, **1:131**
 Economic loss expert, **4:56, 4:94**
 Elevator expert, **30:47**
 Employment expert, **19:55, 19:85**
 Firearms expert, **15:56, 15:85**
 Fire expert, **22:57, 22:86**
 Human factors expert, **21:56, 21:86**
 Intellectual property expert, **27:44**
 Medical expert
 examining physician, **2:152, 2:191**
 hypothetical physician, **2:232, 2:262**
 treating physician, **2:52, 2:111**
 Meteorological expert, **18:56, 18:85**
 Motor vehicle products expert, **16:44, 16:75**
 Pathologist expert, **12:55, 12:85**
 Police misconduct expert, **24:56, 24:86**
 Products liability expert, **3:57, 3:87**
 Psychiatrist/psychologist expert, **6:57, 6:83**
 Questioned documents expert, **10:55, 10:85**
 Real estate appraisal expert, **5:58, 5:119**
 Securities valuation expert, **9:55, 9:85**
 Sex discrimination expert, **26:24, 26:44**
 Ski safety expert, **31:32, 31:53**
 Toxic expert, **14:56, 14:85**

PUNITIVE DAMAGES

Lead paint expert, **36:20**
 Mold expert, **34:23**

QUALIFICATIONS

Generally, **1:31**
Accident Reconstruction Expert (this index)
Accounting Expert (this index)
 Agricultural machine injury expert, **38:14**
Business Appraisal Expert (this index)
Construction Expert (this index)
Copyright Expert (this index)
 Cross-examination, **1:197, 1:223, 1:233, 1:234, 1:241**

QUALIFICATIONS—Cont'd

Custody Expert (this index)
 Deposition of opponent's expert, **1:94**
Economic Loss Expert (this index)
 Elevator expert, **30:23 to 30:28, 30:43 to 30:50**
Employment Expert (this index)
 Environmental expert, **37:14**
Firearms Expert (this index)
Fire Expert (this index)
Human Factors Expert (this index)
Intellectual Property Expert (this index)
Meteorological Expert (this index)
 Mold expert, **34:42 et seq., 34:66 et seq.**
 Motorboat liability expert, **28:20 to 28:25, 28:42 to 28:50**
 Motorcycle expert, **32:26, 32:41**
Motor Vehicle Products Expert (this index)
 Objections, **1:173**
Pathologist Expert (this index)
Products Liability Expert (this index)
 Psychiatrist/psychologist expert, **6:53, 6:59, 6:81 to 6:83, 6:99**
Questioned Documents Expert (this index)
Securities Valuation Expert (this index)
 Ski safety expert, **31:26, 31:33, 31:48**
Toxic Expert (this index)

**QUESTIONED DOCUMENTS
EXPERT**

Generally, **10:1 et seq.**
 Admissibility of evidence, **10:40 to 10:42**
 Associations and affiliations, **10:54, 10:84**
 Attorneys, relationship to, **10:87**
 Bias, **10:86 to 10:88**
 Certification, **10:83**
 Consultation with others, **10:64, 10:95**
 Contents of pretrial report, **10:32**
 Cross-examination, generally, **10:80 et seq.**
 Definitions and terminology, **10:70**
 Demonstrative evidence, **10:33**

INDEX

QUESTIONED DOCUMENTS

EXPERT—Cont'd

- Direct examination, generally, **10:50 et seq.**
- Discovery, **10:23**
- Education, **10:52, 10:81**
- Experience, **10:53, 10:82**
- Facts, introduction to, **10:60, 10:91**
- Fees, **10:88**
- Hearsay rule exception, **10:41**
- Hypothetical questions and examples, **10:71**
- Identification, **10:51**
- Information relied upon, **10:31**
- Knowledge about facts, sources of, **10:61, 10:93**
- Locating examiner, **10:11**
- Opinion testimony, generally, **10:70, 10:71**
- Parties, relationship to, **10:87**
- Past experience as expert, **10:86**
- Preliminary conference with examiner, **10:21**
- Preparation for testimony, generally, **10:60 et seq., 10:90 et seq.**
- Pretrial involvement, **10:20 to 10:23**
- Pretrial reports, **10:30 to 10:33, 10:92**
- Published scholarly works or professional articles, **10:55, 10:85**
- Qualifications
 - generally, **10:52 et seq., 10:80 et seq.**
 - associations and affiliations, **10:54, 10:84**
 - certification, **10:83**
 - checklist, **10:56**
 - education, **10:52, 10:81**
 - experience, **10:53, 10:82**
 - published scholarly works or professional articles, **10:55, 10:85**
- Relationship to parties and attorney, **10:87**
- Reports
 - pretrial reports and written statements, **10:92**
 - written statements and reports, **10:62**
- Selection of examiner, **10:10 to 10:12**
- Standards of comparison, admissibility of, **10:42**

QUESTIONED DOCUMENTS

EXPERT—Cont'd

- Treatises, books and articles consulted, **10:96**
- Trial preparation of examiner, **10:22**
- Writings read or received, **10:63**
- Writings, records and documents read or reviewed, **10:94**
- Written statements and reports, **10:62, 10:92**

READINGS

Published Scholarly Works or Professional Articles (this index)

Treatises, Books and Articles Consulted (this index)

Writings, Records, and Documents (this index)

REAL AND DEMONSTRATIVE

EVIDENCE

- Advice for new expert, **1:289**

REAL ESTATE APPRAISAL EXPERT

- Generally, **5:1 et seq.**
- Admissibility of evidence
 - generally, **5:40 et seq.**
 - assessed valuation, **5:46**
 - comparable sales, **5:43**
 - hearsay, **5:47**
 - highest and best use, **5:42**
 - offers and options to purchase, **5:45**
 - opinion evidence, **5:41**
 - options to purchase, **5:45**
 - sale of subject property, **5:44**
 - sales, comparable, **5:43**
 - value, assessed valuation, **5:46**
- Admissions, **5:125**
- Admissions regarding contrary opinions, **5:135**
- Assessed valuation, **5:46**
- Attorneys, relationship to, **5:61, 5:122**
- Bases for opinion, generally, **5:90 et seq.**
- Bases for opinion testimony, generally, **5:140 et seq.**
- Capitalization, **5:95, 5:143**
- Collected data, **5:72**
- Comparable sales, **5:43**

**REAL ESTATE APPRAISAL EXPERT
—Cont'd**

Comparable sales (market data) approach, **5:93, 5:141**
 Consultations, **5:73, 5:133**
 Cost (reproduction cost less depreciation) approach, **5:94, 5:142**
 Cross-examination, generally, **5:110 et seq.**
 Current affiliations with educational institutions, **5:56, 5:117**
 Definitions and terminology, **5:81**
 Demonstrative evidence, **5:33, 5:74**
 Depreciation, **5:94, 5:142**
 Description of subject property, **5:91**
 Direct examination, generally, **5:50 et seq.**
 Discovery, **5:24**
 Earnings, **5:95, 5:143**
 Education, **5:56, 5:117**
 Exhibits and demonstrative evidence, **5:74**
 Experience as appraiser, **5:59, 5:120**
 Facts, introduction to, **5:70, 5:130**
 Final correlation of value, **5:97**
 Financial interest in case, **5:63, 5:123**
 Hearsay, **5:47**
 Highest and best use, **5:42**
 Hired gun, **5:124**
 Hypothetical question, **5:82**
 Identification, **5:51**
 Income (capitalization of earnings) approach, **5:95, 5:143**
 Inspection of subject property, **5:90, 5:134**
 Knowledge of facts, sources of, **5:71, 5:131**
 License to sell real estate, **5:53, 5:114**
 Locating appraiser, **5:11**
 Market data, **5:141**
 Market data approach, **5:93**
 Market value, analysis of, **5:92**
 Objections, **5:98**
 Offers and options to purchase, **5:45**
 Opinion, generally, **5:41, 5:80 to 5:82**
 Options to purchase, **5:45**
 Parties, **5:61, 5:122, 5:133**
 Post-report conference, **5:34**

**REAL ESTATE APPRAISAL EXPERT
—Cont'd**

Preliminary conference with appraiser, **5:21**
 Preparation for cross-examination, generally, **5:110**
 Preparation for testimony, generally, **5:70 et seq., 5:130 et seq.**
 Preparation of cross-examination of opposing party's expert, **5:111**
 Pretrial checklist of essential facts, **5:22**
 Pretrial involvement, **5:20 to 5:24**
 Pretrial report
 generally, **5:30 et seq.**
 contents, **5:31**
 demonstrative evidence, **5:33**
 post-report conference, **5:34**
 valuation, approaches to, **5:32**
 Professional appraisal expert, **5:124**
 Professional appraisal organizations, **5:57, 5:118**
 Professional designations, **5:55, 5:116**
 Professional education and appraisal training, **5:54, 5:115**
 Profession or occupation, **5:52, 5:113**
 Published scholarly works or professional articles, **5:58, 5:119**
 Relationship to litigation, **5:60, 5:121**
 Relationship to parties and counsel, **5:61, 5:122**
 Relationship to subject property, **5:62**
 Reproduction, **5:94, 5:142**
 Sale, **5:43, 5:44, 5:93, 5:141**
 Selection of appraiser, **5:11, 5:12**
 Special use approach, **5:96, 5:144**
 Trial preparation of appraiser, **5:23**
 Value and valuation, **5:32, 5:46, 5:92, 5:97, 5:140**
 Written reports, **5:132**

RECOMMENDATIONS

Preliminary conference, **1:54**

RECONSTRUCTION

Accident Reconstruction Expert (this index)

RECORDS

Cross-examination, **43:29**

INDEX

RECORDS—Cont'd

Writings, Records, and Documents
(this index)

REDIRECT EXAMINATION

Generally, **1:186**

REFERRAL FROM CLIENT

Generally, **1:23**

REHEARSING

Cross-examination, **1:183**

RELATIONSHIP TO LITIGATION

Cross-examination, **1:236**

Direct examination, **1:135**

Medical expert

examining physician, **2:156, 2:195**

hypothetical physician, **2:236, 2:266**

treating physician, **2:56, 2:115**

Motor vehicle products expert, **16:46**

Products liability expert, **3:61, 3:91**

Real estate appraisal expert, **5:60, 5:121**

RELATIONSHIP TO PARTIES OR ATTORNEYS

Accident reconstruction expert, **8:91**

Accounting expert, **7:87**

Business appraisal expert, **20:88**

Construction expert, **11:87**

Copyright expert, **13:87**

Cross-examination, **1:237**

Custody expert, **17:60, 17:88**

Direct examination, generally, **1:136**

Economic loss expert, **4:96**

Employment expert, **19:87**

Firearms expert, **15:87**

Medical expert

examining physician, **2:157, 2:196**

hypothetical physician, **2:237, 2:267**

treating physician, **2:57, 2:116**

Meteorological expert, **18:87**

Motor vehicle products expert, **16:77**

Pathologist expert, **12:87**

Products liability expert, **3:62, 3:92**

Psychiatrist/psychologist expert, **6:85**

Questioned documents expert, **10:87**

Real estate appraisal expert, **5:61, 5:122**

Securities valuation expert, **9:87**

Toxic expert, **14:87**

RELATIONSHIP TO SUBJECT PROPERTY

Real estate appraisal expert, **5:62**

RELEVANT FACTS, DISCOVERY OF

Deposition of opponent's expert, **1:81**

RELIANCE

Employment expert's reliance on information for pretrial report, **19:31**

REMARRIAGE

Economic loss expert, **4:123**

REPORTS AND AFFIDAVITS

Pretrial involvement, **43:4**

REPRODUCTION

Real estate appraisal expert, **5:94, 5:142**

REQUIRED MEDICAL EXPERT

Generally, **2:4**

REQUIRED TESTIMONY

Generally, **1:12**

RESEARCH

Agricultural machine injury expert,
38:19

Architecture expert, **23:57**

Asbestos abatement expert, **25:25**

Direct examination, **1:130**

Elevator expert, **30:27**

Environmental expert, **37:19**

Fire expert, **22:57**

Historian expert, **41:19**

Human factors expert, **21:56**

Lead paint expert, **36:45, 36:68**

Medical expert

examining physician, **2:151, 2:190**

hypothetical physician, **2:231, 2:261**

treating physician, **2:51, 2:110**

Mold expert, **34:48, 34:71**

Motorboat liability expert, **28:24**

Motorcycle expert, **32:25**

Police misconduct expert, **24:56**

Products liability expert, **3:56, 3:86**

Sex discrimination expert, **26:24**

RESPONDING TO DISCOVERY

Generally, **1:44**

Advice for new expert, **1:274**

RETAINED EXPERT

Depositions (this index)

RETAINED FOREIGN OBJECTS

Medical expert, examination of witness,
2:311, 2:313

SCHOLARLY WORKS

Published Scholarly Works or Professional Articles (this index)

SCIENTIFIC TESTIMONY

Admissibility of testimony, generally,
1:300 et seq.
Attorney, trial lawyer and Daubert decision, generally, **1:303**
Daubert, generally, **1:300 et seq.**
Federal Rules of Evidence, **1:301**
Frye standard, **1:301**
Lead paint expert, **36:9**
Mold expert, **34:11, 34:20**
Toxic Expert (this index)
Trial lawyer and Daubert decision, generally, **1:303**

SCIENTIFIC THEORIES

Cross-examination, **43:24**

SEATBELT DEFENSE EXPERT

Generally, **33:1 et seq.**
Admissibility of evidence, **33:15, 33:58**
Advice for new experts, **33:132**
Airbag availability as factor, **33:10**
Apportionment of fault, **33:16**
Availability, **33:7**
Biomechanics, **33:19 to 33:30**
Causal connection, **33:9**
Computer generated evidence, **33:57**
Crashworthiness claims, **33:5**
Cross-examination, **33:105 to 33:130**
Demonstrative evidence, **33:56**
Direct examination, **33:59 to 33:104**
Discovery and depositions, **33:49 to 33:51**
Effectiveness of seatbelts, **33:37 to 33:41**
Elements of defense, **33:4, 33:5**
Elements of proof, checklist, **33:42**
Factual dispute over use or nonuse, **33:6**
Final argument, **33:131**
Instructions to jury, **33:18**

SEATBELT DEFENSE EXPERT

—**Cont'd**

Mitigation of damages, seatbelt use as,
33:13
Negligence, nonuse as, **33:12**
Operability, **33:8**
Preparation for trial, **33:52**
Pretrial involvement of expert, **33:46 to 33:52**
Pretrial report, **33:53 to 33:57**
Selection of expert, **33:43 to 33:45**
State mandatory seatbelt use laws, **33:3**
Summation, **33:131**
Unbelted occupants, injuries to
generally, **33:31 to 33:36**
abdomen and pelvis, **33:36**
chest, **33:32**
head and face, **33:31**
lower extremities, **33:34**
neck and spine, **33:33**
upper extremities, **33:35**
Violation of seatbelt statute, **33:14, 33:15**

SECURITIES VALUATION EXPERT

Generally, **9:1 et seq.**
Accountant-client privilege, **9:25**
Admissibility of evidence, **9:40, 9:41**
Associations and affiliations, **9:54, 9:84**
Basis for opinion, **9:100**
Bias, **9:86 to 9:88**
Business records exception to hearsay rule, **9:41**
Certifications, **9:83**
Closely-held businesses, **9:87**
Consultation with others, **9:64, 9:95**
Contents of pretrial report, **9:32**
Cross-examination, generally, **9:80 et seq.**
Definitions and terminology, **9:70**
Demonstrative evidence, **9:33**
Depositions, **9:24**
Direct examination, generally, **9:50 et seq.**
Discovery, **9:23**
Education, **9:52, 9:81**
Experience, **9:53, 9:82**
Facts, introduction to, **9:60, 9:91**
Fees, **9:88**

**SECURITIES VALUATION EXPERT
—Cont'd**

Hearsay rule, **9:41**
Hypothetical questions and examples, **9:71**
Identification, **9:51**
Information relief upon for pretrial report, **9:31**
Knowledge about facts, sources of, **9:61, 9:93**
Locating expert, **9:11**
Opinion, basis for, **9:100**
Opinion testimony, generally, **9:70, 9:71**
Parties, relationship to, **9:87**
Past experience as expert, **9:86**
Preliminary conference, **9:21**
Preparation for testimony, generally, **9:60 et seq.**
Preparation of testimony, generally, **9:90 et seq.**
Pretrial involvement
 generally, **9:20 et seq.**
 accountant-client privilege, **9:25**
 deposition of opposing party's expert, checklist, **9:24**
 discovery, **9:23**
 preliminary conference with expert, **9:21**
 pretrial preparation of expert, **9:22**
Pretrial reports, **9:30 to 9:33, 9:92**
Published scholarly works or professional articles, **9:55, 9:85**
Qualifications
 generally, **9:80 et seq.**
 associations and affiliations, **9:54, 9:84**
 certifications, **9:83**
 checklist, **9:56**
 education, **9:52, 9:81**
 experience, **9:53, 9:82**
 identification, **9:51**
 published scholarly works or professional articles, **9:55, 9:85**
Relationship to parties and closely-held businesses, **9:87**
Scholarly or professional articles published, **9:85**
Selecting expert, **9:10 to 9:12**

**SECURITIES VALUATION EXPERT
—Cont'd**

Treatises, books and articles consulted, **9:96**
Writings, records and documents read or reviewed, **9:94**
Written statements and reports, **9:62, 9:92**

SELECTION OF EXPERT

See also more specific topics throughout this index
Agricultural machine injury expert, **38:4 to 38:9**
Business Appraisal Expert (this index)
Custody expert, **17:10 to 17:12**
Economic loss expert, **4:10 to 4:12**
Elevator expert, **30:5 to 30:7**
Employment Expert (this index)
Environmental expert, **37:4 to 37:9**
Firearms expert, **15:10, 15:11**
Fire Expert (this index)
Fire Protection Engineer Expert (this index)
Forensic pathologist expert, **39:10 et seq.**
Historian expert, **41:4 to 41:9**
Human Factors Expert (this index)
Intellectual Property Expert (this index)
Lead paint expert, **36:22 to 36:24**
Meteorological expert, **18:10 to 18:12**
Mold expert, **34:25 to 34:27**
Motorboat liability expert, **28:2 to 28:4 et seq.**
Motorcycle expert, **32:2 to 32:4**
Motor vehicle products expert, **16:10, 16:11**
Pathologist Expert (this index)
Products liability expert, **3:10 to 3:12**
Psychiatrist/Psychologist Expert (this index)
Questioned documents expert, **10:10 to 10:12**
Seatbelt defense expert, **33:43 to 33:45**
Ski safety expert, **31:10 to 31:12**
Toxic expert, **14:10 to 14:13**
Vocational expert, **40:5 to 40:10**

SEROLOGICAL EVIDENCE

Forensic pathologist expert, **39:7**

SETTLEMENT NEGOTIATIONS

Advice for new expert, **1:275**

Pretrial, **1:45**

SEX DISCRIMINATION EXPERT

Generally, **26:1 et seq.**

Acknowledgement of other experts, **26:45**

Admissibility of evidence, **26:16**

Alternative schools of professional thought, **26:46**

Associations and affiliations, **26:23, 26:43**

Attacking documents, records, exhibits and demonstrative evidence, **26:55**

Basis for opinion, **26:54 to 26:56**

Bias, **26:26, 26:47**

Computer-generated evidence, admissibility, **26:15**

Consultation with others, **26:31, 26:53**

Cross-examination, generally, **26:38 et seq.**

Definitions and terminology, **26:36**

Demonstrative evidence, **26:14, 26:33, 26:55**

Depositions

opposing expert, **26:9, 26:57**

post-deposition follow-up, **26:58**

sex discrimination expert, **26:8**

Direct examination, generally, **26:17 et seq.**

Discovery, pretrial, **26:8**

Education, **26:20, 26:40**

Examination or inspection, **26:32**

Exhibits, **26:33, 26:55**

Experience, **26:22, 26:42**

Facts, introduction to, **26:27**

Facts, sources of knowledge about, **26:28, 26:51**

Government agencies involved, **26:34**

Hypothetical questions, **26:37**

Identification, **26:19, 26:39**

Inconsistent writings or testimony, **26:56**

Opinion, basis for, **26:54 to 26:56**

Opinion testimony, generally, **26:36, 26:37**

SEX DISCRIMINATION EXPERT

—Cont'd

Overview, **26:1**

Preliminary conference, **26:6**

Preparation for testimony, generally, **26:26 et seq., 26:48 et seq.**

Preparation for trial, generally, **26:10**

Pretrial involvement

generally, **26:5 et seq.**

discovery, **26:8**

preliminary conference, **26:6**

trial, preparation for, **26:10**

use, generally, **26:5**

Pretrial report

generally, **26:11 et seq.**

computer-generated evidence, **26:15**

contents, **26:13**

demonstrative evidence prepared by expert, **26:14**

information provided to expert, **26:12**

Profession or occupation, **26:21, 26:41**

Publications, **26:24, 26:44**

Qualifications

generally, **26:20 et seq., 26:40 et seq.**

associations and affiliations, **26:23, 26:43**

education, **26:20, 26:40**

experience, **26:22, 26:42**

licenses, **26:21, 26:41**

profession or occupation, **26:21, 26:41**

publications, **26:24, 26:44**

research conducted, **26:24**

sample checklist, **26:18**

Research conducted, **26:24**

Selection of expert

generally, **26:2 et seq.**

locating expert, **26:3**

when to use the expert, **26:2**

Standards of care, **26:35**

Tests, **26:32**

Writings, records and documents read or reviewed, **26:30, 26:31, 26:52, 26:55, 26:56**

Written statements and reports, **26:29, 26:50**

SHAMPOOS

Cosmetics expert, **35:14**

INDEX

SKIER TO SKIER RIGHTS AND DUTIES

Ski safety expert, **31:2 et seq.**

SKI SAFETY EXPERT

Generally, **31:1 to 31:71**

Admissibility of evidence, **31:24**

Associations and affiliations, **31:31, 31:52**

Attacking documents, records, and exhibits, **31:64**

Basis for opinion, **31:63**

Bias, **31:34, 31:56**

Computer-generated evidence, **31:23**

Consultations with others, **31:39, 31:62**

Cross-examination, **31:46 to 31:69**

Damages, **31:7, 31:8**

Defense considerations, **31:6**

Definitions and terminology, **31:44**

Demonstrative evidence prepared by expert, **31:22, 31:41**

Depositions, **31:16, 31:17, 31:68**

Direct examination, **31:25 to 31:45**

Education, **31:28, 31:49**

Elements of proof, **31:9**

Evidentiary resources, **31:5**

Experience, **31:30, 31:51**

Final argument, **31:69**

Hypothetical questions, **31:45, 31:67**

Identification, **31:27, 31:47**

Inconsistent writings or testimony, **31:65**

Insurance coverage, **31:7**

Introduction to facts, **31:35, 31:58**

New expert, advice for, **31:71**

Objecting to testimony, **31:66**

Post deposition follow-up, **31:69**

Preliminary conference with expert, **31:14**

Pretrial discovery, **31:15**

Pretrial involvement of expert, **31:13 to 31:18**

Pretrial report, **31:19 to 31:23**

Profession or occupation and licenses, **31:29, 31:50**

Publications, **31:32, 31:53**

Qualifications, **31:26, 31:33, 31:48**

Selection of expert, **31:10 to 31:12**

SKI SAFETY EXPERT—Cont'd

Skier to skier rights and duties, **31:2 et seq.**

Sources of knowledge about facts, **31:36, 31:60**

Standards of care, **31:43**

Tests and inspections, **31:40**

Trial preparation of expert, **31:18**

Writings read, not read, or reviewed, **31:38, 31:61**

SOAPS

Cosmetics expert, **35:14**

SOCIAL POLICY PERSPECTIVES

Economic loss expert, **4:45**

SOCIETIES

Professional Societies and Organizations (this index)

SOURCES OF KNOWLEDGE OF FACTS

Knowledge about Facts, Sources Of (this index)

SPECIALISTS

Generally, **1:16**

Custody expert, **17:65**

Direct examination, **1:147**

Toxic expert, **14:55**

SPECIALTY OR SUBSPECIALTY

Cross-examination, **1:230**

Direct examination, **1:128**

Medical expert

examining physician, **2:148, 2:187**

hypothetical physician, **2:228, 2:258**

treating physician, **2:48, 2:107**

Products liability expert, **3:54, 3:84**

SPECIAL USE APPROACH

Real estate appraisal expert, **5:96, 5:144**

SPEECHES

Cross-examination, **1:262**

STANDARDS OF CARE

Medical malpractice

Generally, **43:1 to 43:35**

Agricultural machine injury expert, **38:27**

Architecture expert, **23:67**

STANDARDS OF CARE—Cont'd

Medical malpractice—Cont'd
 Asbestos abatement expert, **25:35**
 Authoritative treatises, contradiction of expert through, **42:18**
 Direct examination, **1:150, 1:151**
 Elevator expert, **30:38**
 Environmental expert, **37:27**
 Fire expert, **22:67**
 Historian expert, **41:26, 41:27**
 Human factors expert, **21:67**
 Intellectual property expert, **27:35**
 Lead paint expert, **36:56**
 Medical expert unqualified to testify, **43:20**
 Mold expert, **34:59**
 Motorboat liability expert, **28:34**
 Motorcycle expert, **32:36**
 Police misconduct expert, **24:66**
 Sex discrimination expert, **26:35**
 Ski safety expert, **31:43**
 Pretrial involvement, **43:7**

STANDARDS OF COMPARISON, ADMISSIBILITY OF

Questioned documents expert, **10:42**

STATEMENT OF FACTS AND LEGAL ISSUES

Advice for new expert, **1:278**
 Preliminary conference, **1:52**

STIPULATIONS

Psychiatrist/psychologist expert, **6:59**

STOCK

Accounting expert, **7:75**

STUDIES

Advice for new expert, **1:272, 1:281**
 Cross-examination, **1:255**
 Depositions, **1:98**
 Direct examination, **1:146**
 Toxic expert, **14:32**

SUBJECTIVE EVALUATION

Psychiatrist/psychologist expert, **6:44**

SUBJECTIVE RELATION OF SYMPTOMS AND FACTS

Psychiatrist/psychologist expert, **6:100**

SUBJECT MATTER

Objections, **1:172**

SUBSEQUENT EXAMINATIONS

Examining physician, **2:203, 2:204**

SUBSEQUENT VISIT

Examining physician, **2:164, 2:165**
 Psychiatrist/psychologist expert, **6:69**
 Treating physician, **2:64, 2:65, 2:123, 2:124**

SUBSPECIALTY

Specialty or Subspecialty (this index)

SUBSTANTIVE TESTIMONY

Firearms Expert (this index)
Products Liability Expert (this index)

SUMMARIES

Accounting expert, **7:42**
 Cross-examination, **1:234**
 Employment expert, **19:42**

SUMMATION

Authoritative treatises, contradiction of expert through, **42:35**
 Economic loss expert, **4:130**
 Elevator expert, **30:64**
 Final argument, **43:34**
 Fire protection engineer expert, **29:61**
 Forensic pathologist expert, **39:25**
 Historian expert, **41:43**
 Intellectual property expert, **27:61**
 Motorboat liability expert, **28:64**
 Motorcycle expert, **32:6**
 Seatbelt defense expert, **33:131**
 Vocational expert, **40:20**

SUNSCREENS

Cosmetics expert, **35:11**

SYMPTOMS

Psychiatrist/psychologist expert, **6:100**

TANNING AGENTS

Cosmetics expert, **35:11**

TAXATION

Economic loss expert, **4:42**

TERMINOLOGY

Definitions and Terminology (this index)

INDEX

TESTIMONY PREPARATION

Cross-examination, **43:28**

TESTS

See also **Examination or Inspection; Studies** (this index)

Accident reconstruction expert, **8:67, 8:106**

Advice for new expert, **1:272, 1:281**

Agricultural machine injury expert, **38:24**

Architecture expert, **23:22, 23:64, 23:95**

Asbestos abatement expert, **25:7, 25:32, 25:53**

Cross-examination, **1:255**

Custody expert, **17:25, 17:26, 17:67, 17:96**

Depositions, **1:98**

Direct examination, **1:146**

Elevator expert, **30:35**

Employment expert, **19:63**

Environmental expert, **37:24**

Firearms expert, **15:32, 15:72, 15:102**

Fire expert, **22:22, 22:64, 22:95**

Historian expert, **41:24**

Human factors expert, **21:22, 21:64, 21:95**

Intellectual property expert, **27:32**

Lead paint expert, **36:53**

Meteorological expert, **18:66, 18:98**

Mold expert, **34:56**

Motorboat liability expert, **28:33**

Motorcycle expert, **32:33**

Police misconduct expert, **24:22, 24:63, 24:95**

Products liability expert, **3:22**

Psychiatrist/psychologist expert, **6:67, 6:101**

Sex discrimination expert, **26:32**

Ski safety expert, **31:40**

Toxic expert, **14:32, 14:64**

TOXIC EXPERT

Generally, **14:1 et seq.**

Admissibility of evidence, **14:40, 14:41**

Associations and affiliations, **14:54, 14:84**

Attorneys, relationship to, **14:87**

Basis for opinion, generally, **14:100**

TOXIC EXPERT—Cont'd

Bias, **14:86 to 14:88**

Causation, **14:40**

Certifications, **14:83**

Consultations with others, **14:65, 14:95**

Contents of pretrial report, **14:33**

Cross-examination, generally, **14:80 et seq.**

Damages, **14:41**

Definitions and terminology, **14:70**

Demonstrative evidence, **14:34**

Depositions, **14:23**

Direct examination, generally, **14:50 et seq.**

Discovery, **14:22**

Education, **14:52, 14:81**

Emotional distress and future damages, **14:41**

Experience, **14:53, 14:82**

Facts, introduction to, **14:60, 14:91**

Fees, **14:88**

Future damages, **14:41**

Hypothetical questions and examples, **14:71**

Identification, **14:51**

Information needed before selection, **14:11**

Information relied upon for pretrial report, **14:31**

Knowledge about facts, sources of, **14:61, 14:93**

Locating expert, **14:12**

Medical evidence, **14:40**

Opinion, basis for, generally, **14:100**

Opinion testimony, generally, **14:70, 14:71**

Parties, relationship to, **14:87**

Past experience as expert, **14:86**

Preliminary conference, **14:21**

Preparation for deposition, generally, **14:23**

Preparation for testimony, generally, **14:60 et seq., 14:90 et seq.**

Pretrial involvement

generally, **14:20 et seq.**

deposition, preparation for, **14:23**

discovery, **14:22**

preliminary conference with expert, **14:21**

TOXIC EXPERT—Cont'd

- Pretrial involvement—Cont'd
 - preparation for deposition, **14:23**
 - trial preparation of expert, **14:24**
- Pretrial report
 - generally, **14:30 et seq., 14:92**
 - contents of report, **14:33**
 - demonstrative evidence prepared by expert, **14:34**
 - information relied upon, **14:31**
 - tests and studies conducted by expert, **14:32**
- Published scholarly works or professional articles, **14:56, 14:85**
- Qualifications
 - generally, **14:50 et seq., 14:80 et seq.**
 - associations and affiliations, **14:54, 14:84**
 - certifications, **14:83**
 - education, **14:52, 14:81**
 - experience, **14:53, 14:82**
 - identification, **14:51**
 - published scholarly works or professional articles, **14:56, 14:85**
 - scholarly or professional articles published, **14:85**
 - specialties and subspecialties, **14:55**
- Relationship to opposing party or attorney, **14:87**
- Scientific and medical evidence on causation, **14:40**
- Selection of expert, **14:10 to 14:13**
- Specialties and subspecialties, **14:55**
- Studies, **14:32**
- Tests and studies, **14:32, 14:64**
- Treatises, books, articles consulted, **14:96**
- Trial preparation, generally, **14:24**
- Written records and documents read or reviewed, **14:94**
- Written statements and reports, **14:62, 14:63, 14:92**

TOXICOLOGICAL EVIDENCE

- Forensic pathologist expert, **39:8**

TRAINING

- Education** (this index)

TREATING PHYSICIAN

- Medical Expert** (this index)

TREATISES, BOOKS, AND ARTICLES

- Accident reconstruction expert, **8:108**
- Accounting expert, **7:96**
- Business appraisal expert, **20:96**
- Construction expert, **11:96**
- Contradiction of Expert Through Authoritative Treatise** (this index)
- Copyright expert, **13:96**
- Cross-examination, **1:259, 1:260**
- Custody expert, **17:93**
- Depositions, **1:96**
- Direct examination, **1:142, 1:152**
- Economic loss expert, **4:105**
- Firearms expert, **15:94**
- Medical expert
 - examining physician, **2:160, 2:199**
 - hypothetical physician, **2:240, 2:270**
 - treating physician, **2:60, 2:119**
- Meteorological expert, **18:96**
- Motorboat liability expert, **28:31, 28:55**
- Motor vehicle products expert, **16:86**
- Pathologist expert, **12:96**
- Products liability expert, **3:65, 3:95**
- Psychiatrist/psychologist expert, **6:93**
- Questioned documents expert, **10:96**
- Securities valuation expert, **9:96**
- Toxic expert, **14:96**

TRIAL

- Generally, **1:14**

TRIAL PREPARATION

- Generally, **1:100 et seq.**
- Accident reconstruction expert, **8:26**
- Accounting expert, **7:22**
- Advice for new expert, **1:286**
- Business appraisal expert, **20:23**
- Checklist, preparing, **1:108**
- Closing argument, **1:105**
- Copyright expert, **13:21**
- Custody expert, **17:22**
- Development of case, **1:104**
- Economic loss expert, **4:22**
- Explaining trial procedure to expert, **1:109**

INDEX

TRIAL PREPARATION—Cont'd

- Firearms expert, **15:23**
- Foundation witnesses, **1:104**
- Jury instructions, **1:106**
- Jury selection, **1:102**
- Lead paint expert, **36:31**
- Motorboat liability expert, **28:9, 28:51 to 28:56**
- Opening statement, **1:103**
- Pathologist expert, **12:22**
- Preparing for trial, **1:107**
- Products liability expert, **3:24**
- Psychiatrist/psychologist expert, **6:22**
- Questioned documents expert, **10:22**
- Real estate appraisal expert, **5:23**
- Seatbelt defense expert, **33:52**
- Ski safety expert, **31:18**
- Toxic expert, **14:24**
- Trial counsel, preparing for trial, **1:101**

UNIVERSITIES AND COLLEGES

- Education** (this index)

U.S. GOVERNMENT

- Economic loss expert, **4:65**

VALUE AND VALUATION

- Accounting expert, **7:74, 7:75**
- Economic loss expert, **4:81, 4:111**
- Real estate appraisal expert, **5:32, 5:46, 5:92, 5:97, 5:140**
- Securities Valuation Expert** (this index)

VOCATIONAL EXPERT

- Generally, **40:1 et seq.**
- Admissibility, **40:14**
- Advice for new experts, **40:21**
- Basis for use of expert testimony, **40:2**
- Cross-examination, **40:19**
- Depositions, **40:11, 40:12**
- Direct examination, **40:15 to 40:18**
- Discovery considerations, **40:10**
- Employment considerations, **40:7**
- Evidentiary considerations, **40:4**
- Hypothetical questions, **40:17**
- Interrogatories, **40:13**
- Lost earning capacity, **40:3**
- Pretrial involvement, **40:11 to 40:13**
- Qualifying witness, **40:15**

VOCATIONAL EXPERT—Cont'd

- Reports, **40:8**
- Retaining expert, **40:6**
- Selection of expert, **40:5 to 40:10**
- Summation, **40:20**
- Voir dire, **40:16**
- Witness preparation checklist, **40:9**

VOIR DIRE

- Vocational expert, **40:16**

WAIVER

- Pretrial involvement, **43:6**

WEAK POINTS

- Cross-examination, **1:182**

WEAPONS AND FIREARMS

- Firearms Expert** (this index)

WEATHER

- Meteorological Expert** (this index)

WHY QUESTIONS

- Depositions, **1:91**

WITNESS PREPARATION CHECKLIST

- Vocational expert, **40:9**

WORK-LIFE EXPECTANCY UNCERTAINTIES

- Economic loss expert, **4:119**

WORK PRODUCT, PRIVILEGE AND FAIRNESS

- Accountant-client privilege, **9:25**
- Discovery, **1:63**
- Psychotherapist-patient privilege, **6:45, 17:40**

WRITINGS, RECORDS, AND DOCUMENTS

- See also **Published Scholarly Work or Professional Articles; Treatises, Books and Articles Consulted** (this index)
- Accident reconstruction expert, **8:64, 8:104**
- Accounting expert, **7:63, 7:94**
- Agricultural machine injury expert, **38:22**
- Architecture expert, **23:62, 23:63, 23:94, 23:98, 23:99**

**WRITINGS, RECORDS, AND
DOCUMENTS—Cont'd**

Asbestos abatement expert, **25:30, 25:31, 25:52, 25:56, 25:57**
 Authoritative treatises, contradiction of expert through, **42:16, 42:30, 42:31**
 Business appraisal expert, **20:62, 20:94**
Business Records Exception (this index)
 Construction expert, **11:63, 11:94**
 Copyright expert, **13:64, 13:94**
 Cross-examination, **1:244, 1:245, 1:252**
 Custody expert, **17:64, 17:92**
 Deposition of retained expert, **1:72**
 Depositions, **1:72**
 Direct examination, **1:141, 1:143**
 Economic loss expert, **4:63, 4:103**
 Elevator expert, **30:33, 30:55**
 Employment expert, **19:64, 19:94**
 Environmental expert, **37:22**
 Firearms expert, **15:62, 15:92**
 Fire expert, **22:62, 22:63, 22:94, 22:98, 22:99**
 Historian expert, **41:22**
 Human factors expert, **21:62, 21:63, 21:94, 21:98, 21:99**
 Intellectual property expert, **27:29, 27:30, 27:50, 27:52**
 Lead paint expert, **36:32 to 36:36, 36:50, 36:51, 36:74, 36:76**
 Medical expert
 examining physician, **2:161, 2:200**
 hypothetical physician, **2:241, 2:271**
 treating physician, **2:61, 2:120**
 Meteorological expert, **18:63, 18:94**
Motorcycle Expert (this index)
 Motor vehicle products expert, **16:53, 16:84**
 Pathologist expert, **12:64, 12:94**
 Police misconduct expert, **24:61, 24:62, 24:94, 24:98, 24:99**
 Products liability expert, **3:67, 3:97**
 Psychiatrist/psychologist expert, **6:63, 6:91**
Published Scholarly Work or Professional Articles (this index)
 Questioned documents expert, **10:63, 10:94**

**WRITINGS, RECORDS, AND
DOCUMENTS—Cont'd**

Securities valuation expert, **9:94**
 Sex discrimination expert, **26:30, 26:31, 26:52, 26:55, 26:56**
 Ski safety expert, **31:38, 31:61**
 Toxic expert, **14:94**

**WRITTEN STATEMENTS AND
REPORTS**

Accident reconstruction expert, **8:63, 8:102**
 Accounting expert, **7:62, 7:72, 7:92**
 Advice for new expert, **1:273**
 Architecture expert, **23:61, 23:92**
 Asbestos abatement expert, **25:29, 25:50**
 Business appraisal expert, **20:92**
 Construction expert, **11:62, 11:92**
 Copyright expert, **13:63, 13:92**
 Cross-examination, **1:250, 1:261**
 Custody expert, **17:63**
 Direct examination, **1:141**
 Economic loss expert, **4:62, 4:101**
 Elevator expert, **30:32, 30:53**
 Employment expert, **19:62, 19:92**
 Firearms expert, **15:63, 15:103**
 Fire expert, **22:61, 22:92**
 Human factors expert, **21:61, 21:92**
 Meteorological expert, **18:62, 18:92**
 Mold expert, **34:53 et seq., 34:77 et seq.**
 Motorboat liability expert, **28:30, 28:53**
 Motor vehicle products expert, **16:52, 16:82**
 Pathologist expert, **12:63, 12:92**
 Police misconduct expert, **24:60, 24:92**
 Pretrial, **1:43**
 Products liability expert, **3:30 to 3:33**
 Psychiatrist/psychologist expert, **6:30 to 6:32, 6:62, 6:89**
 Questioned documents expert, **10:30 to 10:33, 10:62, 10:92**
 Real estate appraisal expert, **5:132**
 Securities valuation expert, **9:62, 9:63, 9:92**
 Sex discrimination expert, **26:29, 26:50**
 Toxic expert, **14:62, 14:63, 14:92**