

Index

ACKNOWLEDGMENT

Self-authentication, acknowledged documents, **5.902:8**

ADJUDICATIVE FACTS

Judicial notice, **5.201:1 to 5.201:4**

ADMINISTRATIVE PROCEEDINGS

Generally, **5.1101:2**

Judicial notice, **5.201:8**

ADMISSIONS AND DECLARATIONS

Generally, **5.106**

Hearsay, this index

Purpose and scope of Rule 106, **5.106:1**

Rule 106 scope, **5.106:1**

Writings, recordings, and photographs, **5.1007:1**

AFFIRMATION

Witnesses, **5.603:1**

AGENTS

Hearsay, **5.801:14**

AMENDMENTS

2023 amendments, **App C**

ANCIENT DOCUMENTS

Authentication and identification, **5.901:8**

Hearsay, **5.803:16**

APPELLATE REVIEW

Admission of evidence, **5.103:1 to 5.103:15**

Impeachment by evidence of conviction of crime, pendency of appeal, **5.609:7**

ATTORNEYS

Competency of witnesses, **5.601:2**

Privileged communications, **5.502:1 et seq.**

AUTHENTICATION AND IDENTIFICATION

Generally, **5.901 et seq.**

Ancient documents, **5.901:8**

Distinctive characteristics, **5.901:4**

Electronically stored evidence and emails, **5.901:11**

Expert and opinion evidence, **5.901:2, 5.901:3**

Handwriting, **5.901:2**

Hearsay, **5.801:8**

Knowledge, testimony of witness with, **5.901:1**

AUTHENTICATION AND IDENTIFICATION—Cont'd

- Original, authenticity of, **5.1003:2, 5.1003:3**
- Privileged and confidential communications or matters, disclosure of informant's identity, **5.501:2(C)**
- Process or system, **5.901:9**
- Public records and reports, **5.901:7, 5.902:1 to 5.902:4**
- Self-Authentication, this index
- Social media evidence, **5.901:11**
- Statute or rule, methods provided by, **5.901:10**
- Subscribing witnesses, **5.903:1**
- System or process, **5.901:9**
- Telephone conversations, **5.901:6**
- Voice identification, **5.901:5**
- Witnesses
 - expert and opinion evidence, **5.901:2, 5.901:3**
 - knowledge, testimony of witness with, **5.901:1**
 - subscribing witnesses, **5.903:1**

BAPTISMAL CERTIFICATES

- Hearsay, **5.803:12**

BELIEF

- Witnesses, this index

BIAS OR PREJUDICE

- Impeachment of Evidence or Witnesses, this index
- Relevant evidence, excluding for prejudice, **5.403**

BOUNDARIES

- Hearsay, **5.803:20, 5.803:23**

BUSINESS ACTIVITY

- Hearsay, absence of entry in records of regularly conducted business activity, **5.803:7**

CALLING WITNESSES BY COURT

- Generally, **5.614:1 to 5.614:3**

CAPACITY

- Impeachment of evidence or witnesses, **5.607:3**

CERTIFICATES AND CERTIFICATION

- Hearsay, marriage, baptismal or similar certificates, **5.803:12**

CERTIFIED COPIES

- Public Records and Reports, this index

CHARACTER AND REPUTATION

- Hearsay, **5.803:19 to 5.803:21**
- Methods of proving character, **5.405 et seq.**
- Relevancy and its limits, **5.404 et seq.**
- Witnesses, **5.608:1 to 5.608:5**

INDEX

CLERGY

Privileged and confidential communications or matters, **5.501:8**

COCONSPIRATORS

Hearsay, **5.801:15**

COERCION

Impeachment of evidence or witnesses, **5.607:2**

COMMENTS

Physician-patient privilege, claim of, **5.501:6(E)**

COMMERCIAL PAPER

Self-authentication, **5.902:9**

COMMERCIAL PUBLICATIONS

Hearsay, **5.803:17**

COMMON KNOWLEDGE

Judicial notice, **5.201:3**

COMPENSATION

Expert witnesses, **5.702:4**

COMPETENCY OF WITNESSES

Generally, **5.601:1 to 5.601:5**

Attorneys as witnesses, **5.601:2**

Depositions, **5.601:4**

Federal courts, **5.601:5**

Impeachment of jury verdict or indictment, **5.606:2**

Indictment of jury, impeachment of, **5.606:2**

Judges, **5.605:1**

Jurors, **5.606:1, 5.606:2**

Objections, **5.601:3**

Verdict or indictment of jury, impeachment of, **5.606:2**

COMPROMISE

Offers of compromise to impeach by prior inconsistent statement or contradiction, relevance, **5.408:1**

Relevance, **5.408**

Relevance, offers of compromise inadmissible to prove or disprove damages, **5.408:1**

CONFIDENTIAL COMMUNICATIONS OR MATTERS

Privileged and Confidential Communications or Matters, this index

CONFLICTING PRESUMPTIONS

Generally, **5.301:4**

CONFRONTATION CLAUSE

Hearsay, limitations on otherwise admissible hearsay statements, **5.802:2**

CONFUSION

Relevant evidence, excluding for confusion, **5.403**

CONSPIRACY

Hearsay, statements of coconspirators, **5.801:15**

CONSTITUTIONAL LAW

Expert and opinion evidence, **5.703:4**

CONTRADICTION

Impeachment of evidence or witnesses, **5.607:4**

CONVERSATIONS

Generally, **5.106**

Authentication and identification, telephone conversations, **5.901:6**

Purpose and scope of Rule 106, **5.106.1**

Rule 106, scope, **5.106.1**

CONVICTION OF CRIME

Hearsay, **5.803:22**

Impeachment of evidence or witnesses, **5.609:1 to 5.609:7**

COPIES

Certified copies. Public Records and Reports, this index

Original, authenticity of, **5.1003:2, 5.1003:3**

Self-authentication, certified copies of public records, **5.902:4**

Writings, recordings, and photographs, generally, **5.1003:1 to 5.1003:3**

CORRUPTION

Impeachment of evidence or witnesses, **5.607:2**

COUNSELORS

Privileged and confidential communications or matters, school guidance counselors, **5.501:7**

COURT-APPOINTED EXPERTS

Generally, **5.706:1**

CRIMINAL LAW

Conviction of Crime, this index

Juvenile Offenders, this index

Presumptions, **5.301:5**

CROSS-EXAMINATION

Generally, **5.611:3, 5.611:4**

Expert witnesses, **5.705:2**

Recross-examination, **5.611:4**

CURATIVE INSTRUCTIONS

Evidence, admission of, **5.103:3**

DAMAGES

Offers of compromise to impeach by prior inconsistent statement or contradiction, Relevance, **5.408:1**

Relevance, offers of compromise inadmissible to prove or disprove damages, **5.408:1**

INDEX

DEATH

Hearsay, statement under belief of impending death, **5.804:2**

DECLARATIONS

Admissions and Declarations, this index

DELIBERATIONS OF JURY

Privileged and confidential communications or matters, **5.504**

DEMONSTRATIVE EVIDENCE

Relevance, **5.401:2**

DEPOSITIONS

Competency of witnesses, **5.601:4**

Objections, **5.103:5**

DESTROYED DOCUMENTS

Generally, **5.1004:4**

DIAGNOSIS

Hearsay, **5.803:4**

DISCLOSURE

Expert opinion, disclosure of facts or data underlying, **5.705:1, 5.705:2**

Privileged and Confidential Communications or Matters, this index

DISHONESTY

Impeachment by evidence of conviction of crime, **5.609:1 to 5.609:7**

DOCUMENTS

Writings, Recordings, and Photographs, this index

DUPLICATES

Copies, this index

ELECTRONIC RECORDS

Self-authentication, **5.902:12**

ELECTRONICALLY STORED EVIDENCE

Authentication and identification, **5.901:11**

EMAILS

Authentication and identification, **5.901:11**

EMOTIONAL STATE

Hearsay, **5.803:3**

EMPLOYER AND EMPLOYEE

Hearsay, **5.801:14**

EQUITY

Evidence, objections to admission of, **5.103:6**

ERROR

Evidence, admission of, **5.103:1 to 5.103:15**

EVIDENCE

As to particular evidentiary matters, see specific index topics
Generally, **5.101**
Admissions and Declarations, this index
Amendments 2023, **App C**
Applicability of rules, generally, § **5.1101:1 et seq.**
Definitions, **5.101**
Exclusion of Evidence, this index
Expert and Opinion Evidence, this index
Federal Rules, **App A**
Hearsay, this index
Impeachment of Evidence or Witnesses, this index
Judicial Notice, this index
Limited admissibility
 Limited instructions, **5.105:2**
 overview, **5.105:1**
Limited admissibility, **5.105**
Origin, **5.101:1**
Presumptions, this index
Privileged and Confidential Communications or Matters, this index
Purpose, **5.102:1**
Purpose and scope of Rule 106, **5.106.1**
Relevance, this index
Restyled IA Rules, **App B**
Rule 106, scope, **5.106.1**
Rulings, § **5.103:1 et seq.**
Scope of rules, origin, **5.101:1**
Witnesses, this index
Writings, Recordings, and Photographs, this index

EXAMINATION OF WITNESSES

Witnesses, this index

EXCEPTIONS

Hearsay, this index
Privileged and Confidential Communications or Matters, this index
Writings, recordings, and photographs, exceptions to requirement of original,
 5.1002:3

EXCITED UTTERANCES

Hearsay, **5.803:2**

EXCLUSION OF EVIDENCE

Generally, **5.103:9 to 5.103:11**
Offers of proof, **5.103:10, 5.103:11**
Sua sponte, **5.103:9**
Witnesses, exclusion of, **5.615:1**

EXHIBITS

Relevance, taking exhibits into jury room, **5.401:5**

INDEX

EXPENSES

Relevance, payment of expenses, **5.409:1**

EXPERIMENTS

Relevance, **5.401:3**

EXPERT AND OPINION EVIDENCE

Generally, **5.700:1 et seq.**

Authentication and identification, **5.901:2, 5.901:3**

Bases of opinion testimony by experts, **5.703:1 to 5.703:4**

Character and conduct of witnesses, opinion on truthfulness or untruthfulness, **5.608:3**

Compensation of experts, **5.702:4**

Constitutional implications, **5.703:4**

Court-appointed experts, **5.706:1**

Cross-examination, **5.705:2**

Disclosure of facts or data underlying expert opinion, **5.705:1, 5.705:2**

Lay witnesses, opinion testimony by, generally, **5.701:1**

Personal knowledge, need for, **5.602:3**

Qualification of experts, **5.702:3**

Questions of law, **5.704:2**

Ultimate issues, **5.704:1, 5.704:2**

FALSE STATEMENTS

Impeachment by evidence of conviction of crime, **5.609:1 to 5.609:7**

FAMILY HISTORY

Hearsay, **5.803:19, 5.803:23, 5.804:4**

FAMILY RECORDS

Hearsay, **5.803:13**

FEDERAL COURTS

Competency of witnesses, **5.601:5**

FOREIGN STATES OR COUNTRIES

Self-Authentication, this index

FORMER TESTIMONY

Witnesses, this index

FOUNDATIONAL TESTIMONY

Writings, recordings, and photographs, summaries, **5.1006:2**

FRAUD

Impeachment by evidence of conviction of crime, **5.609:2**

GOVERNMENT RECORDS AND REPORTS

Public Records and Reports, this index

GRAND JURY PROCEEDINGS

Privileged and confidential communications or matters, **5.504**

GUIDANCE COUNSELORS

Privileged and confidential communications or matters, school guidance counselors, **5.501:7**

GUILTY PLEA

Relevance, withdrawal of guilty plea, **5.410:1**

HABIT AND ROUTINE PRACTICE

Relevance, **5.406**

HANDWRITING

Authentication and identification, **5.901:2**

HARMLESS ERROR

Evidence, admission of, **5.103:14**

HEARINGS

Small claims, **5.1101:4**

Temporary injunctive relief, hearings on requests for, **5.1101:5**

HEARSAY

Generally, **5.801 et seq.**

Admissibility, generally, **5.802:1, 5.802:2**

Agents, statements by, **5.801:14**

Ancient documents, **5.803:16**

Availability of declarant, generally, **5.803:0 to 5.803:24, 5.804:0 to 5.805:5**

Baptismal or similar certificates, **5.803:12**

Belief

impending death, statement under belief of, **5.804:2**

will of declarant, belief concerning, **5.803:3**

Boundaries, **5.803:20, 5.803:23**

Business records, **5.803:7**

Character and reputation, **5.803:19 to 5.803:21**

Coconspirators, **5.801:15**

Commercial publications, **5.803:17**

Conspiracy, statements of coconspirators, **5.801:15**

Conviction of crime, **5.803:22**

Death, statement under belief of, **5.804:2**

Definitions, **5.801 et seq., 5.804:0**

Diagnosis, **5.803:4**

Emotional state, **5.803:3**

Employer and employee, **5.801:14**

Exceptions, generally, **5.803:0 to 5.803:24, 5.804:0 to 5.804:6, 5.807:1**

Excited utterances, **5.803:2**

Exclusions from hearsay, **5.801 et seq.**

Family records or history, **5.803:13, 5.803:19, 5.803:23, 5.804:4**

Former testimony, **5.804:1**

Hearsay within hearsay, **5.805:1**

Identification, statements of, **5.801:8**

Impending death, statement under belief of, **5.804:2**

Implied assertions, **5.801:5**

INDEX

HEARSAY—Cont'd

Intent

generally, **5.803:3**

oral or written conduct not intended as assertion, **5.801:3**

Interest in subject matter

property, documents affecting, **5.803:14, 5.803:15**

statements against interest, **5.804:3**

Jointly interested parties, **5.801:11**

Learned treatises, **5.803:18**

Market reports, **5.803:17**

Marriage certificates, **5.803:12**

Master and servant, **5.801:14**

Medical diagnosis or treatment, **5.803:4**

Memory

recorded recollection, **5.803:5**

will of declaration, **5.803:3**

Mental state or condition, **5.803:3**

Nonhearsay, **5.801:6 to 5.801:8**

Nonverbal conduct, **5.801:2**

Oral or written conduct not intended as assertion, **5.801:3**

Personal knowledge, need for, **5.602:2**

Personal or family history, **5.803:19, 5.803:23, 5.804:4**

Physical condition, **5.803:3**

Pleadings, admissions in, **5.801:16**

Predecessors-in-Interest

jointly interested parties

opposing party statement, **5.801:11**

Present sense impressions, **5.803:1**

Prior statements, **5.801:6, 5.801:7**

Prior testimony, **5.804:1**

Privity, Jointly Interested Persons

Predecessors-in-Interest, **5.801:11**

Property interests, documents affecting, **5.803:14, 5.803:15**

Public records and reports, **5.803:8, 5.803:10**

Publications, **5.803:17**

Recollection of memory, **5.803:5**

Records and recording. Writings and recordings, below

Religious organizations, records of, **5.803:11**

Reports

market reports, **5.803:17**

public records and reports, **5.803:8, 5.803:10**

Reputation, **5.803:19 to 5.803:21**

Res gestae, **5.803:2**

Residual exception, **5.807:1**

Sensation, **5.803:3**

Servants, statements by, **5.801:14**

Silence, adoption by, **5.801:13**

HEARSAY—Cont'd

- State of mind, **5.803:3**
- Statements and declaration of opposing party, generally, **5.801:9 to 5.801:16**
- Treatises, **5.803:18**
- Truth of matter asserted, **5.801:4**
- Vital statistics, **5.803:9, 5.803:12**
- Will of declaration, statement of memory or belief concerning, **5.803:3**
- Words or conduct, adoption by, **5.801:12**
- Writings and recordings
 - ancient documents, **5.803:16**
 - conduct not intended as assertion, **5.801:3**
 - family records, **5.803:13**
 - property interests, documents affecting, **5.803:14, 5.803:15**
 - public records and reports, **5.803:8, 5.803:10**
 - recollection of memory, **5.803:5**
 - regularly conducted activity, records of, **5.803:6, 5.803:7**
 - religious organizations, records of, **5.803:11**
 - vital statistics, **5.803:9, 5.803:12**

HUSBAND AND WIFE

- Hearsay, marriage certificates, **5.803:12**
- Privileged and confidential communications or matters, **5.501:4 to 5.501:4(D)**

IDENTIFICATION

- Authentication and Identification, this index

IMPEACHMENT OF EVIDENCE OR WITNESSES

- Generally, **5.607:1 to 5.607:4**
- Appeal of conviction of crime, pendency of, **5.609:7**
- Bias or prejudice
 - generally, **5.607:2**
 - conviction of crime, **5.609:3**
- Capacity, **5.607:3**
- Coercion, **5.607:2**
- Competency of witnesses, impeachment of jury verdict or indictment, **5.606:2**
- Contradiction, **5.607:4**
- Conviction of crime, **5.609:1 to 5.609:7**
- Corruption, **5.607:2**
- Dishonesty, conviction of crime of, **5.609:2**
- False statement, conviction of crime of, **5.609:2**
- Fraud, conviction of crime of, **5.609:2**
- Interest in subject matter, **5.607:2**
- Juvenile adjudications, **5.609:6**
- Pardon, effect of, **5.609:5**
- Pendency of appeal of conviction of crime, **5.609:7**
- Prejudice. Bias or prejudice, above
- Prior convictions, **5.609:1 to 5.609:7**
- Prior inconsistent statements, non-rule limitations on impeachment by, **5.613:2**
- Probative value, conviction of crime, **5.609:3**

INDEX

IMPEACHMENT OF EVIDENCE OR WITNESSES—Cont'd

Subsequent remedial measures, **5.407:2**

IMPENDING DEATH

Hearsay, statement under belief of impending death, **5.804:2**

IMPLIED ASSERTIONS

Hearsay, **5.801:5**

IN LIMINE MOTIONS

Generally, **5.103:7**

INCONTROVERTIBLE MATTERS

Judicial notice, **5.201:10**

INDICTMENT

Competency of witnesses, impeachment of jury verdict or indictment, **5.606:2**

INFERENCES

Presumptions, this index

INFORMERS

Privileged and confidential communications or matters, disclosure of informant's identity, **5.501:2(C)**

INJUNCTIONS

Temporary injunctive relief, hearings on requests for, **5.1101:5**

INSTRUCTIONS TO JURY

Limited instructions, **5.105:2**

Rulings admitting evidence, **5.103:3**

INSURANCE

Relevance, **5.411:1**

INTENT

Hearsay, this index

INTEREST IN SUBJECT MATTER

Hearsay, this index

Impeachment of evidence or witnesses, **5.607:2**

INTERPRETERS

Witnesses, **5.604:1**

INTERROGATION

Witnesses, this index

JOINTLY INTERESTED PARTIES

Hearsay, **5.801:11**

JOURNALIST'S PRIVILEGE

Generally, **5.503**

JUDGES

Competency as witnesses, **5.605:1**

JUDICIAL NOTICE

- Generally, **5.201:1 et seq.**
- Adjudicative facts, **5.201:1 to 5.201:4**
- Administrative proceedings, **5.201:8**
- Common knowledge, matters of, **5.201:3**
- Incontrovertible matters, **5.201:10**
- Law, **5.201:6**
- Legislative facts, **5.201:1, 5.201:9**
- Record in same case or in other cases, **5.201:5**
- Small claims, **5.201:8**
- Verification of adjudicative facts, **5.201:4**

JUDICIAL REVIEW

- Evidence, admission of, **5.103:1 to 5.103:15**

JURY AND JURY TRIAL

- Appellate review, keeping inadmissible evidence from jury, **5.103:12**
- Competency of juror as witness, **5.606:1, 5.606:2**
- Instructions to Jury, this index
- Preliminary questions, **5.104:3, 5.104:4**
- Presence of jury during preliminary matters, **5.104:5**
- Privileged and confidential communications or matters, jury deliberations, **5.504**
- Relevance, taking exhibits into jury room, **5.401:5**
- Writings, recordings, and photographs, **5.1008:1**

JUVENILE OFFENDERS

- Impeachment by evidence of conviction of crime, **5.609:6**
- Juvenile Justice Act, proceedings pursuant to, **5.1101:3**

KNOWLEDGE

- Notice or Knowledge, this index

LAY TESTIMONY

- Expert and Opinion Evidence, this index

LEADING QUESTIONS

- Witnesses, **5.611:6**

LEARNED TREATISES

- Hearsay, **5.803:18**

LEGISLATIVE FACTS

- Judicial notice, **5.201:1, 5.201:9**

LIABILITY INSURANCE

- Relevance, **5.411:1**

LIMITATIONS AND RESTRICTIONS

- Prior inconsistent statements, non-rule limitations on impeachment by, **5.613:2**
- Privileged and Confidential Communications or Matters, this index

LIMITED ADMISSIBILITY

- Generally, **5.105**

INDEX

LIMITED INSTRUCTIONS

Generally, **5.105:2**

LOST OR DESTROYED DOCUMENTS

Generally, **5.1004:4**

MARKET REPORTS

Hearsay, **5.803:17**

MARRIED PERSONS

Husband and Wife, this index

MASTER AND SERVANT

Hearsay, **5.801:14**

MEDICAL TREATMENT OR DIAGNOSIS

Hearsay, **5.803:4**

MEMORY

Hearsay, this index

Recollection of Memory, this index

MENTAL STATE

Hearsay, **5.803:3**

MOTIONS

Striking evidence, **5.103:3**

MOTIONS IN LIMINE

Generally, **5.103:7**

NEGOTIATIONS

Relevance, **5.408:3**

NEGOTIATIONS

Offers of compromise to impeach by prior inconsistent statement or contradiction, Relevance, **5.408:1**

Relevance, **5.408**

Relevance, offers of compromise inadmissible to prove or disprove damages, **5.408:1**

NEWSPAPERS AND PERIODICALS

Self-authentication, **5.902:6**

NONJURY PROCEEDINGS

Evidence, objections to admission of, **5.103:6**

NONVERBAL CONDUCT

Hearsay, **5.801:2**

NOTICE OR KNOWLEDGE

Authentication and identification, testimony of witness with knowledge, **5.901:1**

Judicial Notice, this index

Personal knowledge of witnesses, **5.602:1 to 5.602:3**

OATH OR AFFIRMATION

Witnesses, **5.603:1**

OBJECTIONS

Admission of evidence, **5.103:3 to 5.103:6**

Witnesses, this index

OFFERS OF COMPROMISE

Offers of compromise to impeach by prior inconsistent statement or contradiction, Relevance, **5.408:1**

Relevance, **5.408:1**

Relevance, offers of compromise inadmissible to prove or disprove damages, **5.408:1**

OFFICIAL PUBLICATIONS

Self-authentication, **5.902:5**

OFFICIAL RECORDS

Public Records and Reports, this index

OPINION EVIDENCE

Expert and Opinion Evidence, this index

ORAL CONDUCT

Hearsay, oral or written conduct not intended as assertion, **5.801:3**

ORDER OF INTERROGATION

Witnesses, **5.611:1 to 5.611:6**

ORIGINALS

Writings, recordings, and photographs, **5.1002:1 to 5.1002:3, 5.1003:2, 5.1003:3, 5.1004:2 to 5.1004:4**

PARDON

Impeachment by evidence of conviction of crime, **5.609:5**

PAYMENT

Relevance, payment of expenses, **5.409:1**

PEER REVIEW RECORDS

Privileged and confidential communications or matters, **5.505**

PENDING ACTIONS

Impeachment by evidence of conviction of crime, pendency of appeal, **5.609:7**

PERIODICALS

Self-authentication, **5.902:6**

PERSONAL HISTORY

Hearsay, **5.803:19, 5.803:23, 5.804:4**

PERSONAL KNOWLEDGE

Witnesses, **5.602:1 to 5.602:3**

PHOTOGRAPHS

Writings, Recordings, and Photographs, this index

INDEX

PHYSICAL CONDITION

Hearsay, **5.803:3**

PHYSICIAN-PATIENT PRIVILEGE

Privileged and confidential communications or matters, **5.501:6 to 5.501:6(E)**

PLAIN ERROR

Evidence, admission of, **5.103:15**

PLEADINGS

Hearsay, admissions in pleadings, **5.801:16**

PLEAS

Relevance, **5.410:1**

PREDECESSORS-IN-INTEREST

Hearsay, **5.801:11**

PREJUDICE

Bias or Prejudice, this index

PRELIMINARY QUESTIONS

Evidence, **5.104:1 to 5.104:5**

PRESENCE OF JURY

Preliminary matters, **5.104:5**

PRESENT SENSE IMPRESSIONS

Hearsay, **5.803:1**

PRESUMPTIONS AND BURDEN OF PROOF

Generally, **5.301:1 et seq.**

Conflicting presumptions, **5.301:4**

Criminal cases, **5.301:5**

Rebuttable presumptions, **5.301:3**

Self-authentication, presumptions under acts of congress or statutes of Iowa or other states or territories, **5.902:10**

PRIOR CONVICTIONS

Impeachment of evidence or witnesses, **5.609:1 to 5.609:7**

PRIOR STATEMENTS OR TESTIMONY

Witnesses, this index

PRIVILEGED AND CONFIDENTIAL COMMUNICATIONS OR MATTERS

Generally, **5.501 et seq.**

Attorney-client privilege, generally, **5.502:1 et seq.**

Clergy, **5.501:8**

Comment upon claim of physician-patient privilege, **5.501:6(E)**

Communications within the privilege, Attorney-client privilege, **5.502:2**

Confidential tax advice, **5.506**

Crime-fraud exception and other restrictions

attorney-client privilege, **5.502:3**

Deliberations of jury, **5.504**

PRIVILEGED AND CONFIDENTIAL COMMUNICATIONS OR MATTERS

—Cont'd

Elements, Attorney-client privilege, **5.502:2**
Exceptions. Restrictions and exceptions, below
Government records and information, **5.501:2 to 5.501:3**
Grand jury proceedings, **5.504**
Identity of informer, disclosure of, **5.501:2(C)**
Informants identity, disclosure of, **5.501:2(C)**
Journalist's privilege, **5.503**
Jury deliberations, **5.504**
Legislative privilege, **5.501:2(D)**
Limitations. Restrictions and exceptions, below
Marital communications, **5.501:4 to 5.501:4(D)**
Official records and information, **5.501:2 to 5.501:3**
Peer review records, **5.505**
Physician-patient privilege, **5.501:6 to 5.501:6(E)**
Protocols to Protect Accused
 Attorney-Client Communications, pretrial investigation, **5.502:4(C)**
Public records and information, **5.501:2 to 5.501:3**
Religion, clergy, **5.501:8**
Restrictions and exceptions
 marital communications, **5.501:4(C)**
 physician patient privilege, **5.501:6(C)**
Restrictions and exceptions, crime-fraud
 attorney-client privilege, **5.502:3**
School guidance counselors, **5.501:7**
Statute, documents, records and proceedings made confidential by, **5.501:3**
Testimonial privilege statute, **5.501:5**
Waiver
 attorney-client privilege, **5.502:4 to 5.502:4(B)**
 marital privilege, **5.501:4(D)**
 physician-patient privilege, **5.501:6(D)**
Work product doctrine, **5.502:5**

PRIVITY

Hearsay, **5.801:11**

PROBATIVE VALUE

Impeachment by evidence of conviction of crime, **5.609:3**

PROCESS OR SYSTEM

Authentication and identification, **5.901:9**

PROPERTY INTERESTS

Hearsay, documents affecting property interests, **5.803:14, 5.803:15**

PUBLIC RECORDS AND REPORTS

Generally, **5.1005:1 to 5.1005:4**

Authentication and identification, **5.901:7, 5.902:1 to 5.902:4**

INDEX

PUBLIC RECORDS AND REPORTS—Cont'd

Certified copies

generally, **5.1005:3**

self-authentication, certified copies of public records, **5.902:4**

Hearsay, **5.803:8, 5.803:10**

Privileged and confidential communications or matters, **5.501:2 to 5.501:3**

PUBLICATIONS

Hearsay, **5.803:17**

Self-authentication, official publications, **5.902:5**

QUALIFICATIONS

Expert witnesses, **5.702:3**

QUESTIONS OF LAW OR FACT

Expert and opinion evidence, **5.704:2**

REAL AND DEMONSTRATIVE EVIDENCE

Relevance, **5.401:2**

REBUTTAL

Presumptions, **5.301:3**

Witnesses, **5.611:5**

RECOLLECTION OF MEMORY

Generally, **5.612:1**

Hearsay, recorded recollection, **5.803:5**

RECORDS AND RECORDING

Writings, Recordings, and Photographs, this index

RECROSS-EXAMINATION

Generally, **5.611:4**

REDIRECT AND RECROSS-EXAMINATION

Generally, **5.611:4**

REFRESHING OF MEMORY

Recollection of Memory, this index

REHABILITATION

Witnesses, rehabilitation by prior consistent statement, **5.613:3**

RELEVANCE

Generally, **5.401 et seq.**

Admissibility, generally, **5.402**

Admissibility for other purposes, **5.408:2**

Character evidence, **5.404 et seq.**

Civil compromise negotiations in criminal proceedings, **5.408:3**

Compromise offers, **5.408**

Criminal proceedings, use of civil compromise negotiations in, **5.408:3**

Demonstrative evidence, **5.401:2**

Excluding relevant evidence, **5.403**

Exhibits taken into jury room, **5.401:5**

RELEVANCE—Cont'd

- Expenses, payment of, **5.409:1**
- Experiments, **5.401:3**
- Guilty plea, withdrawal of, **5.410:1**
- Habit, **5.406**
- Insurance, **5.411:1**
- Jury room, taking exhibits into, **5.401:5**
- Liability insurance, **5.411:1**
- Liability or damages, offers of compromise inadmissible to prove or disprove, **5.408:1**
- Negotiations, **5.408**
- Offers of compromise, **5.408:1**
- Offers of compromise to impeach by prior inconsistent statement or contradiction, Relevance, **5.408:1**
- Payment of expenses, **5.409:1**
- Pleas, plea discussions and related statements, **5.410:1**
- Real and demonstrative evidence, **5.401:2**
- Relevance, offers of compromise inadmissible to prove or disprove damages, **5.408:1**
- Routine practice, **5.406**
- Sexual misconduct cases, victim's other sexual behavior, **5.412:1**
- Similar occurrences, **5.401:4**
- Subsequent remedial measures, **5.407 et seq.**
- Victim's other sexual behavior and predisposition in sexual misconduct cases, **5.412:1**
- Withdrawal of guilty plea, **5.410:1**

RELIGION AND RELIGIOUS MATTERS

- Hearsay, records of religious organizations, **5.803:11**
- Privileged and confidential communications or matters, clergy, **5.501:8**
- Witnesses, religious beliefs or opinions, **5.610:1**

REPORTS

- Hearsay, this index
- Public Records and Reports, this index

REPUTATION

- Witnesses, **5.608:1 to 5.608:5**

REQUESTS

- Temporary injunctive relief, hearings on requests for, **5.1101:5**

RES GESTAE

- Hearsay, **5.803:2**

RESTRICTIONS

- Limitations and Restrictions, this index

REVIEW

- Evidence, admission of, **5.103:1 to 5.103:15**

INDEX

RULINGS

Evidence, **5.103:1 et seq.**

SCHOOL GUIDANCE COUNSELORS

Privileged and confidential communications or matters, **5.501:7**

SEALS AND SEALED INSTRUMENTS

Self-authentication, public documents under seal, **5.902:1**

SELF-AUTHENTICATION

Generally, **5.902:0 to 5.902:12**

Acknowledged documents, **5.902:8**

Certified copies of public records, **5.902:4**

Certified electronic records, **5.902:12**

Certified records of regularly conducted activity, **5.902:11**

Commercial paper and related documents, **5.902:9**

Electronic records, **5.902:12**

Foreign states or countries

presumptions under acts of congress or statutes of Iowa or other states or territories, **5.902:10**

public documents, **5.902:3**

Newspapers and periodicals, **5.902:6**

Official publications, **5.902:5**

Periodicals, **5.902:6**

Presumptions under acts of congress or statutes of Iowa or other states or territories, **5.902:10**

Seal, public documents under, **5.902:1**

Trade inscriptions, **5.902:7**

SELF-INCRIMINATION

Non-waiver of privilege against, **5.608:5**

SENSATION

Hearsay, **5.803:3**

SERVANTS

Hearsay, **5.801:14**

SEXUAL MISCONDUCT

Relevance of victim's other sexual behavior, **5.412:1**

Relevance of victim's sexual predisposition, misconduct cases, **5.412:1**

SILENCE

Hearsay, **5.801:13**

SIMILAR OCCURRENCES

Relevance, **5.401:4**

SMALL CLAIMS

Hearings, **5.1101:4**

Judicial notice, **5.201:8**

SOCIAL MEDIA EVIDENCE

Authentication and identification, **5.901:11**

SPECIFICITY

Evidence, admission of, **5.103:4**

SPOUSES

Husband and Wife, this index

STATE OF MIND

Hearsay, **5.803:3**

STRIKING OUT

Evidence, admission of, **5.103:3**

SUA SPONTE

Exclusion of evidence, **5.103:9**

SUBSCRIBING WITNESSES

Authentication and identification, **5.903:1**

SUBSEQUENT REMEDIAL MEASURES

Relevance, **5.407 et seq.**

SUMMARIES

Writings, recordings, and photographs, **5.1006:1, 5.1006:2**

SURREBUTTAL

Witnesses, **5.611:5**

SYSTEM OR PROCESS

Authentication and identification, **5.901:9**

TAXATION

Confidential tax advice, privilege related to, **5.506**

TELEPHONE CONVERSATIONS

Authentication and identification, **5.901:6**

TERRITORIES

Self-authentication, presumptions under acts of congress or statutes of Iowa or other states or territories, **5.902:10**

TESTIMONY

Witnesses, this index

TIME

Relevant evidence, excluding for waste of time, **5.403**

Rulings admitting evidence, **5.103:3**

Writings, recordings, and photographs, **5.106:2**

TRADE INSCRIPTIONS

Self-authentication, **5.902:7**

TREATISES

Hearsay, **5.803:18**

INDEX

TRUTHFULNESS OR UNTRUTHFULNESS

Hearsay, statements not offered to prove truth of matter asserted, **5.801:4**
Reputation of witnesses, **5.608:2, 5.608:3**

ULTIMATE ISSUES

Expert and opinion evidence, **5.704:1, 5.704:2**

UNTRUTHFULNESS

Truthfulness or Untruthfulness, this index

VERDICT

Competency of witnesses, impeachment of jury verdict or indictment, **5.606:2**

VERIFICATION

Judicial notice, verification of adjudicative facts, **5.201:4**

VITAL STATISTICS

Hearsay, **5.803:9, 5.803:12**

VOICE IDENTIFICATION

Generally, **5.901:5**

WAIVER

Admission of evidence on waiver doctrine, **5.103:8**
Privileged and Confidential Communications or Matters, this index
Self-incrimination, non-waiver of privilege against, **5.608:5**

WIFE

Husband and Wife, this index

WILL OF DECLARANT

Hearsay, memory or belief concerning declarant's will, **5.803:3**

WITHDRAWAL

Relevance, withdrawal of guilty plea, **5.410:1**

WITNESSES

Generally, **5.601:1 et seq.**
Affirmation, **5.603:1**
Authentication and Identification, this index
Belief
 hearsay, memory or belief concerning declarant's will, **5.803:3**
 religious beliefs or opinions, **5.610:1**
Calling and examination of witnesses by court, **5.614:1 to 5.614:3**
Character and conduct of witnesses, **5.608:1 to 5.608:5**
Competency of Witnesses, this index
Confrontation clause limitations on otherwise admissible hearsay statements,
 5.802:2
Cross-Examination, this index
Exclusion of witnesses, **5.615:1**
Expert and Opinion Evidence, this index
Hearsay, this index
Identification. Authentication and Identification, this index

WITNESSES—Cont'd

- Impeachment of Evidence or Witnesses, this index
- Interpreters, **5.604:1**
- Interrogation
 - Court, calling and examination of witnesses by, **5.614:1 to 5.614:3**
 - Order and mode of interrogation, **5.611:1 to 5.611:6**
- Leading questions, **5.611:6**
- Memory. Recollection of Memory, this index
- Mode and order of examining witnesses, **5.611 et seq.**
- Oath or affirmation, **5.603:1**
- Objections
 - calling or examination of witnesses by court, **5.614:3**
 - competency of witnesses, **5.601:3**
- Order and mode of interrogation, **5.611:1 to 5.611:6**
- Personal knowledge, need for, **5.602:1 to 5.602:3**
- Preliminary questions, testimony by accused, **5.104:5**
- Prior statements or testimony
 - generally, **5.613:1 to 5.613:3**
 - hearsay, **5.801:6, 5.801:7, 5.804:1**
- Privileged and Confidential Communications or Matters, this index
- Rebuttal, **5.611:5**
- Recollection of Memory, this index
- Recross-examination, **5.611:4**
- Redirect and recross-examination, **5.611:4**
- Refreshing recollection. Recollection of Memory, this index
- Rehabilitation by prior consistent statement, **5.613:3**
- Religious beliefs or opinions, **5.610:1**
- Reputation and conduct of witnesses, **5.608:1 to 5.608:5**
- Self-incrimination, non-waiver of privilege against, **5.608:5**
- Surrebuttal, **5.611:5**
- Truthfulness or untruthfulness, reputation for, **5.608 et seq.**
- Untruthfulness, reputation for, **5.608 et seq.**
- Writings, Recordings, and Photographs, this index

WORK PRODUCT DOCTRINE

- Privileged and confidential communications or matters, **5.502:5**

WRITINGS, RECORDINGS, AND PHOTOGRAPHS

- Generally, **5.106, 5.106:2, 5.1000:1 et seq.**
- Admissibility, generally, **5.1004:1 to 5.1004:5**
- Ancient Documents, this index
- Copies, this index
- Definitions, **5.1001**
- Destroyed documents, **5.1004:4**
- Duplicates. Copies, this index
- Exceptions to requirement of original, **5.1002:3**
- Foundational testimony, summaries, **5.1006:2**
- Hearsay, this index

INDEX

WRITINGS, RECORDINGS, AND PHOTOGRAPHS—Cont'd

- Judicial notice, **5.201:5**
- Jury and court, functions of, **5.1008:1**
- Lost or destroyed documents, **5.1004:4**
- Originals, **5.1002:1 to 5.1002:3, 5.1003:2, 5.1003:3, 5.1004:2 to 5.1004:4**
- Public Records and Reports, this index
- Purpose and scope of Rule 106, **5.106.1**
- Recollection of Memory, this index
- Rule 106, scope, **5.106.1**
- Statement of party, proof of contents by, **5.1007:1**
- Summaries, **5.1006:1, 5.1006:2**
- Timing, **5.106:2**
- Witnesses
 - foundational testimony, **5.1006:2**
 - recollection of memory, **5.612:1**
 - statement of party, proof of contents by, **5.1007:1**