

How to Use This Manual

This manual was produced for use by criminal defense trial attorneys, especially appointed counsel. It is designed to be helpful both to attorneys with experience handling drug cases and to attorneys who are new to drug defense work.

Structure of the Manual

The subjects that may arise during the course of a felony drug trial appear in the manual at the place where they would appear chronologically in the trial. The manual is divided into three parts, with each part fulfilling a different purpose.

Part One provides a chronological overview of the typical drug case in a brief narrative form, broken down into topics and subtopics. Look here if you have never done a drug trial (or want to refresh your memory).

Part Two contains strategies and tactics. This section describes for the defense attorney WHAT TO DO (or to think of doing) OR NOT TO DO at every stage of the trial process. Included are practice tips, as well as strategy and ethical considerations. You will find in Part Three the full citations to the cases mentioned here.

Part Three contains legal analysis for each identified topic and subtopic. Included are the controlling rules, statutes, and cases to aid your evaluation of an issue. **Note:** *this section is not copyrighted and you may integrate text from here into your brief or memo. However, counsel is responsible for the accuracy of the law, and you should check the most recent cases. Cases included in the manual were current through 124 Wn.2d and 74 Wn. App.*

Finding A Subject

Each individual subject has been assigned a chronological position and an unique topic (or subtopic) number. A subject will appear in each of the three parts at the same topic number, although in each part (as outlined above) it will be discussed differently.

For example:

3.3 refers to **plea negotiation issues** in each of the three manual parts:

- Part One gives a brief overview of plea negotiations.
- Part Two provides nuts and bolts directions for handling plea negotiations.
- Part Three analyzes the law as it relates to plea negotiations.

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Conventions

To guide you in the use of this manual, we have used the following conventions:

3.5.1 Numbers designate individual topics and subtopics.

- Bullets indicate lists and, in Part Two, “Question” and “Actions to Take” items.

Note: Calls attention to important information.

Italic Used for all cross-references.