**möglicher tabellarischer Stundenverlauf**

|  |  |  |  |
| --- | --- | --- | --- |
| **Unterrichtsphase** | **Unterrichtsgegenstand** | **Methode** | **Medium** |
| Vorbereitung | Idealerweise findet der *trial* Kurs-, schulübergreifend statt, indem *Defense lawyers* gegen *Prosecution lawyers* anderer Kurse, Schulen antreten.  |  |  |
| Einführung(bis zu 4-6 Wochen vor Beginn des *trials*) | L. erklärt den SuS die *Roles*, *Trial Procedure* und die *Courtroom Etiquette*, die sich ggf. an den code of conduct bezüglich des Schauspiels vor den Kursteilnehmenden (online) (vgl. Elizabethan Theatre) anlehnt. Die Rollen für *Macbeth on trial* (- online) werden schon vor der Lektüre vergeben, sodass die SuS sich während der Lektüre kollaborativ Notizen machen können.  |  |  |
|  | L. vergibt die Rollenkarten mit konkreten *tasks* und s*caffolding*.  |  |  |
| Erarbeitung I: bis zu 3 Doppelstunden + HA | Die SuS bereiten sich in ihren Rollen auf den *trial* vor. |  | * Macbeth
* ABs
* [zumpad.zum.de](http://zumpad.zum.de)
* [cryptpad.fr](http://cryptpad.fr)
 |
| Erarbeitung II | *Macbeth on trial (- online).* |  | Videokonferenztool |
| Sicherung II | Die SuS geben in ihren Rollen Feedback und |  |  |
| Reflexion | reflektieren ihre Arbeit im *trial* inhaltlich und sprachlich.  |  | <https://bittefeedback.de/>  |

You are participating in a trial against Macbeth:

**The People v. Macbeth**.

Macbeth has confessed to the murders of Duncan, Banquo and Macduff’s family.

He pleads guilty, but for a reduced sentence.

**Courtroom etiquette**

The courtroom is a formal setting with rules and procedures, which ought to be followed in a respectful manner:

* Dress appropriately.
* Don’t drink or eat during the trial.
* The trial might be held online, in a video conference, e.g. Big Blue Botton:

Don’t make audio or visual recordings of the trial.

Don’t broadcast the trial.

We have a court artist, who draws the proceedings.

* Respect the Judge by standing and bowing your head, whenever the Judge enters or leaves the room.
* Call the Judge “Your Honor“
* Witnesses should not talk to other witnesses before they have given evidence.
* Jurors cannot use any mobile device.

(For more information visit: <https://www.courts.qld.gov.au/going-to-court/courtroom-etiquette>, [<https://t1p.de/abgn>])

In preparation of the trial:

* In your teams work together collaboratively online, e.g. in a [zumpad.zum.de](http://zumpad.zum.de) or [cryptpad.fr](http://cryptpad.fr).

During the trial:

* If you take pro- and contra notes during the trial, visualize them by using e.g. [oncoo.de](http://oncoo.de).
* Respect each other.

(For further information, visit: <https://schulesocialmedia.com/2020/06/05/10-erkenntnisse-aus-dem-digifernunterricht-projekt/#jp-carousel-9469> [<https://t1p.de/k6x3>])

**Roles**

|  |  |  |  |
| --- | --- | --- | --- |
| # | **title** | **explanation** | **name** |
| 1 | Defendant | the person accused of a crime in a court of law | Macbeth |
| 4 | Defense Lawyers | defend/ represent the person on trial |  |
| 4 | Prosecution Lawyers | has to prove that the Defendant is guilty |  |
| 8 | Witnesses | give evidence | Lady MacbethBanquoMacduffthe Three Witches |
| 1 | Judge | manages the trial |  |
| 1 | Bailiff | aids the Judge in administering the court, swears in witnesses |  |
| 3 | Jury | decides the verdict based on given evidence |  |
| 2 | Court Reporters | write a report about the trial |  |
|  | Court Artist | produces drawings, reflecting the proceedings of the trial in an accurate manner  |  |
|  | Audience |  |  |

**Trial Procedure**

|  |  |  |  |
| --- | --- | --- | --- |
| min. | structure |  | explanantion |
| 1 | Calling of Case by Bailiff | "All rise. The Court of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ is now in session. Honorable Judge \_\_\_\_\_\_\_\_\_\_\_\_\_\_ presiding.“ |  |
| 2 | Introduction | by the Judge | * the Judge introduces the case
 |
| 2 | Opening Speeches | by the Prosecution | * charge
* possible sentence
* summary of relevant events
* line of argumentation/ evidence provided during the Cases
 |
| 2 |  | by the Defense | * summary of relevant events
* line of argumentation/ evidence provided during the Cases
 |
| 30 | Cases | Prosecution’s(after the Prosecution has examined and the Defense has cross-examined the Prosecution’s witnesses, the “Prosecution rests“) | * Prosecution’s witnesses testify (direct examination by Prosecution)
* evidence is introduced
* same witnesses are cross-examined (questioned) by Defense
 |
| 30 |  | Defense | * Defense’s witnesses testify (direct examination by Defense)
* evidence is introduced
* same witnesses are cross-examined (questioned) by Prosecution
 |
| 3 | Closing Statements | Prosecution | * review of evidence presented
* asks for verdict in Prosecution’s favor
 |
| 3 |  | Defense | * review of evidence presented
* asks for verdict in Defense’s favor
 |
| 10 | Recess |  |  |
| 2 | Verdict | by Jury |  |

inspired by: <https://www.19thcircuitcourt.state.il.us/1610/Guide-to-Conducting-Mock-Trials>, 9/9/2020

You are the **Defendant.**

You are **Macbeth.**

You have committed first-degree murder: you have killed Duncan, Banquo and Macduff’s family. Although you have confessed to these crimes, before this court you are pleading for a reduced sentence.

You are called to the stand by the Bailiff.

The Bailiff swears you in - standing; please repeat after the Bailiff.

During the examination the Defense lawyers ask you questions, answer them truthfully.

The Prosecution lawyers cross-examine you to point out contradictions in your testimony.

**Your tasks:**

* write a testimony, making a case for yourself; your testimony must include:
	+ a brief introduction of your character
	+ a summary of relevant events
	+ quotes from the play *Macbeth*, supporting the claims you make
	+ explanations of the quotes
* submit the testimony to your Defense lawyers **three days before** the trial
* help the Defense lawyers with their preparation of their line of questioning in the direct examination
* answer questions during examination/ cross-examination confidently in character, possibly quoting from Shakespeare’s *Macbeth* spontaneously
* when you are on the witness stand, speak loudly, clearly, react spontaneously in character

inspired by: <https://smartlaw.org.uk/wordpress//content/uploads/woocommerce_uploads/2018/02/Running-a-mock-trial-classroom-notes-Crown-Court-3.pdf>, 9/9/2020.

You are a **Defense lawyer.**

You try to reach the Jury’s verdict of “not guilty“ and a reduced sentence for your Defendant.

You try to raise reasonable doubt concerning the Defendant’s involvement in the crimes, (supposedly) committed.

The Defendant is innocent until proven guilty.

**Your tasks:**

* be familiar with the trial procedure
* subpoena witnesses, supporting your case that Macbeth should receive a reduced sentence.
* analyze witnesses’ testimonies; focus on their strengths and weaknesses in preparation for your examinations/ cross-examinations
* prepare possible lines of argumentation with witnesses in favor of your case
* write an opening speech (length: two minutes). Your opening speech must include:
	+ a brief character analysis of Macbeth, portraying him favorably, supported by quotes from the play
	+ a summary of relevant events
	+ a rough outline of your line of argumentation
* examine witnesses
	+ use open questions: who, why, what, when, where, how,… to give your witnesses room for their answers
	+ witnesses’ answers should be in Defense’s favor - as clearly and persuasively as possible
	+ you can have the witnesses identify evidence (exhibits), e.g. a bloody dagger
* cross-examine witnesses
	+ expose flaws, contractions, inconsistencies in the Prosecution’s case
	+ use leading questions: “Isn’t it true that…“, “Would you say that …“
* write a closing speech (length: three minutes). Your closing speech must include:
	+ - a review of the evidence presented:
		- highlight evidence supporting the Defense’s case
		- contradicting evidence of the Prosecution
		- asking the Jury for a verdict in Defense’s favor

inspired by: <https://smartlaw.org.uk/wordpress//content/uploads/woocommerce_uploads/2018/02/Running-a-mock-trial-classroom-notes-Crown-Court-3.pdf>, 9/9/2020.

You are a **Prosecution lawyer**.

You try to reach the Jury’s verdict of “guilty“ and an appropriate sentence.

The Defendant is innocent until proven guilty.

**Your tasks:**

* be familiar with the trial procedure
* subpoena witnesses, supporting your case that Macbeth should receive an appropriate sentence for having committed murder.
* analyze witnesses’ testimonies; focus on their strengths and weaknesses in preparation for your examinations/ cross-examinations
* prepare possible lines of argumentation with witnesses in favor of your case
* write an opening speech (length: two minutes). Your opening speech must include:
	+ charge and possible sentence
	+ a brief negative character analysis of Macbeth, supported by quotes from the play
	+ a summary of relevant events
	+ a rough outline of your line of argumentation
* examine witnesses
	+ use open questions: who, why, what, when, where, how,… to give your witnesses room for their answers
	+ witnesses’ answers should be in Prosecution’s favor - as clearly and persuasively as possible
	+ you can have the witnesses identify evidence (exhibits), e.g. a bloody dagger
* cross-examine witnesses
	+ expose flaws, contractions, inconsistencies in Defense’s case
	+ use leading questions: “Isn’t it true that…“, “Would you say that …“
* write a closing speech (length: three minutes). Your closing speech must include:
	+ - a review of the evidence presented:
		- highlight evidence supporting Prosecution’s case
		- contradicting evidence of the Defense
		- asking the Jury for a verdict in Prosecution’s favor

inspired by: <https://smartlaw.org.uk/wordpress//content/uploads/woocommerce_uploads/2018/02/Running-a-mock-trial-classroom-notes-Crown-Court-3.pdf>, 9/9/2020.

You are a **Witness**.

You are **Banquo**.

OR the **Three Witches**.

OR **Lady Macbeth**.

OR **Macduff**.

You will be subpoenaed by a Defense - or a Prosecution lawyer, either supporting Macbeth’ plea for a reduced sentence or not.

You tell the court what you saw and heard.

You are called to the stand by the Bailiff.

The Bailiff swears you in - standing; please repeat after the Bailiff.

The Prosecution/ Defense lawyers ask you questions in the direct examination, answer them (truthfully) in character.

The Defense/ Prosecution lawyers cross-examine you to point out contradictions in your testimony.

**Your tasks:**

* write a testimony (witness’ statement) of what you heard, saw; your testimony must include:
	+ brief introduction of the character
	+ a summary of relevant events
	+ quotes from Shakespeare’s play *Macbeth* supporting the claims you make
	+ explanations of the quotes
* submit the testimony to the Prosecution and Defense lawyers **three days before** the trial
* help the Prosecution/ Defense lawyers with their preparation of their line of questioning in the direct examination
* answer questions during examination/ cross-examination confidently in character, possibly quoting spontaneously
* when you are on the witness stand, speak loudly, clearly, react spontaneously in character

**Scaffolding:**

(Transfer this grid into a [cryptpad.fr](http://cryptpad.fr), so you can work on it together at the same time.)

|  |  |  |
| --- | --- | --- |
| your claim | quote | explanation |
|  |  |  |
|  |  |  |

inspired by: <https://smartlaw.org.uk/wordpress//content/uploads/woocommerce_uploads/2018/02/Running-a-mock-trial-classroom-notes-Crown-Court-3.pdf>, 9/9/2020.

You are the **Judge**.

The Bailiff will accompany you to the courtroom and introduce you.

**Your tasks:**

* You ensure that the trial procedure is followed correctly: timing and order.
* You introduce the case by giving background information and introducing the Defendant and Defense and Prosecution lawyers in a neutral manner.
* You take notes on the lawyers’ performances and give them feedback after the trial.
* At the end of the trial, you ask the Jury whether and how they have come to a verdict.

**Criteria for the Evaluation of Lawyers’ Performances**

(For more space, transfer this grid into a [cryptpad.fr](http://cryptpad.fr), [zumpad.zum.de](http://zumpad.zum.de). Add columns.)

|  |  |  |  |
| --- | --- | --- | --- |
| structure | criteria | notes on performance | name of lawyer |
| Opening Statement by Prosecution/ Defense | * states definitions: clear description of the case, possible sentence
* brings forward their line of argumentation in a concise manner
* confident presentation
 |  |  |
| Examination of Witnesses by Prosecution | * concise questioning
* spontaneous reactions to witnesses’ answers with follow-up questions
 |  |  |
| Cross-Examination of Witnesses by Defense | * use of evidence raised during the examination
* concise questioning
* spontaneous reactions to witnesses’ answers with follow-up questions
 |  |  |
| Closing Statement by Prosecution/ Defense | * accurate summary of evidence presented
* emphasizing strengths of Prosecution’s/ Defense’s evidence
* emphasizing weaknesses of Defense’s/ Prosecution’s evidence
* confident presentation
 |  |  |
| Overall team performance | * equal distribution of work
* work in accordance with trial procedure
 |  |  |

**Language Support**

* if court etiquette is not followed: “Order“
* giving feedback: outstanding, excellent, fairly good, average, below average
* reading out the verdict: guilty, not guilty

inspired by: <https://smartlaw.org.uk/wordpress//content/uploads/woocommerce_uploads/2018/02/Running-a-mock-trial-classroom-notes-Crown-Court-3.pdf>, 9/9/2020.

You are the **Bailiff**.

**Your tasks:**

* You accompany the Judge to the courtroom and introduce her/him by saying:

"All rise. The Court of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ is now in session. Honorable Judge \_\_\_\_\_\_\_\_\_\_\_\_\_\_ presiding.“ You introduce the Judge.

* You help the Judge to manage the court: timing.
* You swear in the witnesses:

“I swear by the Almighty God that the evidence I shall give shall be the truth, the whole truth, and nothing but the truth.“

* You take notes on the witnesses’ performances and give them feedback after the trial.

**Criteria for the Evaluation of Witnesses’ Performances**

(For more space, transfer this grid into a [cryptpad.fr](http://cryptpad.fr), [zumpad.zum.de](http://zumpad.zum.de). Add columns.)

|  |  |  |
| --- | --- | --- |
| name of witness | criteria | notes |
|  | * convincing testimony
* confident presentation
* knowledge of the play
* appropriate quotes
* spontaneous answers
 |  |

**Language Support:**

* giving feedback: outstanding, excellent, fairly good, average, below average

inspired by: <https://smartlaw.org.uk/wordpress//content/uploads/woocommerce_uploads/2018/02/Running-a-mock-trial-classroom-notes-Crown-Court-3.pdf>, 9/9/2020.

You are a **Juror** - a member of the **Jury**.

You will decide the verdict.

The Defendant is innocent until proven guilty. The Prosecution must prove beyond reasonable doubt, that the Defendant is guilty.

Ideally your decision is unanimous; if this is not possible the majority will decide.

Your decision has consequences of the Defendant’s freedom.

**Your tasks:**

* Listen to the trial and take notes.

(Use e.g. [oncoo.de](http://oncoo.de) to keep track to the Prosecution’s and Defense’s arguments.)

* Select a foreperson, who will give the verdict to the Judge.

**Scaffolding:**

(For more space, transfer this grid into a [cryptpad.fr](http://cryptpad.fr), [zumpad.zum.de](http://zumpad.zum.de). Add columns, if needed.)

|  |  |
| --- | --- |
| Element of offense  | The Prosecution must prove beyond reasonable doubt that:  |
| agreed facts (Prosecution and Defense agree on these facts: ) |  |
| disputed perspectives(Prosecution and Defense disagree on these facts: ) |  |

(For more space, transfer this grid into a [cryptpad.fr](http://cryptpad.fr), [zumpad.zum.de](http://zumpad.zum.de). Add columns, if needed.)

|  |  |  |
| --- | --- | --- |
| Disputed perspectives | evidence supporting Prosecution | evidence supporting Defense |
|  |  |  |
|  |  |  |
|  |  |  |

inspired by: <https://smartlaw.org.uk/wordpress//content/uploads/woocommerce_uploads/2018/02/Running-a-mock-trial-classroom-notes-Crown-Court-3.pdf>, 9/9/2020.

You are a **Court Reporter**.

Take notes during the trial.

After the verdict, write an article, reflecting the events of the trial.

Vary your style of writing, depending on the type of newspaper/ website you are reporting for:

* a. daily/ weekly newspaper: objective, fair, accurate summary of the events in court
* b. tabloid: subjective, attention-grabbing summary of the events in court
* c. blog: cf. a or b

Your article must include

* an introduction
* a conclusion
* at least three quotes from the trial

inspired by: <https://smartlaw.org.uk/wordpress//content/uploads/woocommerce_uploads/2018/02/Running-a-mock-trial-classroom-notes-Crown-Court-3.pdf>, 9/9/2020.

You are a **Court Artist**.

You draw pictures of the courtroom that accurately depict the proceedings of the trial.

**Your tasks:**

* During the preparation of the trial, assist the lawyers in formulating questions for the witnesses during examination and cross-examination.
* During the trial, draw at least two pictures, which show what is happening during the trial.
	+ Draw in the style of an artist’s sketch.
	+ Think about angle and perspectives of your drawings.
	+ Try to make the picture resemble the subjects as closely as possible.
	+ Include details.

inspired by: <https://smartlaw.org.uk/wordpress//content/uploads/woocommerce_uploads/2018/02/Running-a-mock-trial-classroom-notes-Crown-Court-3.pdf>, 9/9/2020.