



*Partnering With Teachers to
Bring Citizenship to Life*

High School Mock Trial 2020
Rory Maldonado v. Varga, et al.
Errata Sheet

Please note:

The errata sheet serves to clarify or correct errors in the Mock Trial case and/or rules, and does not address team strategy, coaching, or judging protocol. If a question received does not meet the criteria for Errata (e.g. pertains to an evidence question), an email response will be sent to the individual advisor.

Errata 11/19/2019

1. **There is some confusion about the proper burden of proof in the case. While the case materials say that the plaintiff bears the burden of proof, the case-law section outlines situations where the school/defendant seem to bear the burden. Which is correct?**

The burden of proof is correctly stated in the case introduction on page 8. The plaintiff must prove by a preponderance of the evidence that a deprivation of rights did occur. There are several defenses to such a claim, which can be marshaled by defendants, as outlined in the case law.

2. **Hold old is Rory Maldonado?**

At the time of the demonstration and suspension, Rory Maldonado was 17 years old.

3. **Did Rory obtain the permit themselves or did an adult do it for them?**

Rory obtained the permit themselves.

Errata 11/5/2019

1. **In Exhibit G2, “Accident Report”, both “yes” and “no” are marked as the answer to the question, “Did the child remain at site?” Is this an error or was this intentional?**

There was an error in this exhibit. Only “no” should have been selected as an answer to “Did the child remain at site?”

2. **Regarding Exhibit B, “Map of School and PawPaw Park,” it is unclear which parking lot corresponds to which campus. Please clarify.**

The parking lot closest to the school is part of Trillium High School's campus. The parking lot to the left of the park is reserved for PawPaw Park parking. The other parking lot is for public use.

3. **Regarding Exhibit B, "Map of School and PawPaw Park," is there a mile marker to show the distance between Trillium and PawPaw Park?**

The map is not drawn to scale and there is no key or mile marker to indicate distance.

4. **Is there an updated Exhibit B to clarify dead end roads and the road leading away from the school?**

To clarify Exhibit B, "Map of School and PawPaw Park," we have created an updated version of the exhibit. We have updated the map to indicate the continuous road as opposed to dead ends. Please see the attached copy of the updated Exhibit B.

5. **The answer regarding the et al. question is unclear. Please clarify.**

To clarify our response regarding the "et al." question, the school district is a named party.

6. **Do both sides agree that Rory was suspended because of the demonstration?**

Both parties stipulate that Rory Maldonado was suspended from Senior Week activities and from walking at graduation as a result of their participation in the gun rights demonstration.

7. In addition to the case law provided, we are also including the First Amendment to the United States Constitution (please refer to the attached language). The First Amendment applies to the states through the incorporation doctrine via the Due Process Clause of the Fourteenth Amendment.

Errata 10/22/2019

1. **In Principal Varga's witness statement on page 106, lines 134-135 they reference 2 people who spoke to them about the cause of the food fight. Did someone other than Reese DiMattia also report the food fight to Principal Varga?**

The two people referenced in lines 134-135 are Reese DiMattia and Peyton White.

2. **Regarding Exhibit B, "Map of School and PawPaw Park," is there a key that coincides with numbers 1-4 on the map?**

There is no key to go with the map, the numbers are simply there to assist in referencing sections of the map during trial.

3. **Witness statements indicate that there is only one road that leads away from Trillium High School but Exhibit B, "Map of School and PawPaw Park," appear to show multiple roads leading away from the school. Is there an error in the map?**

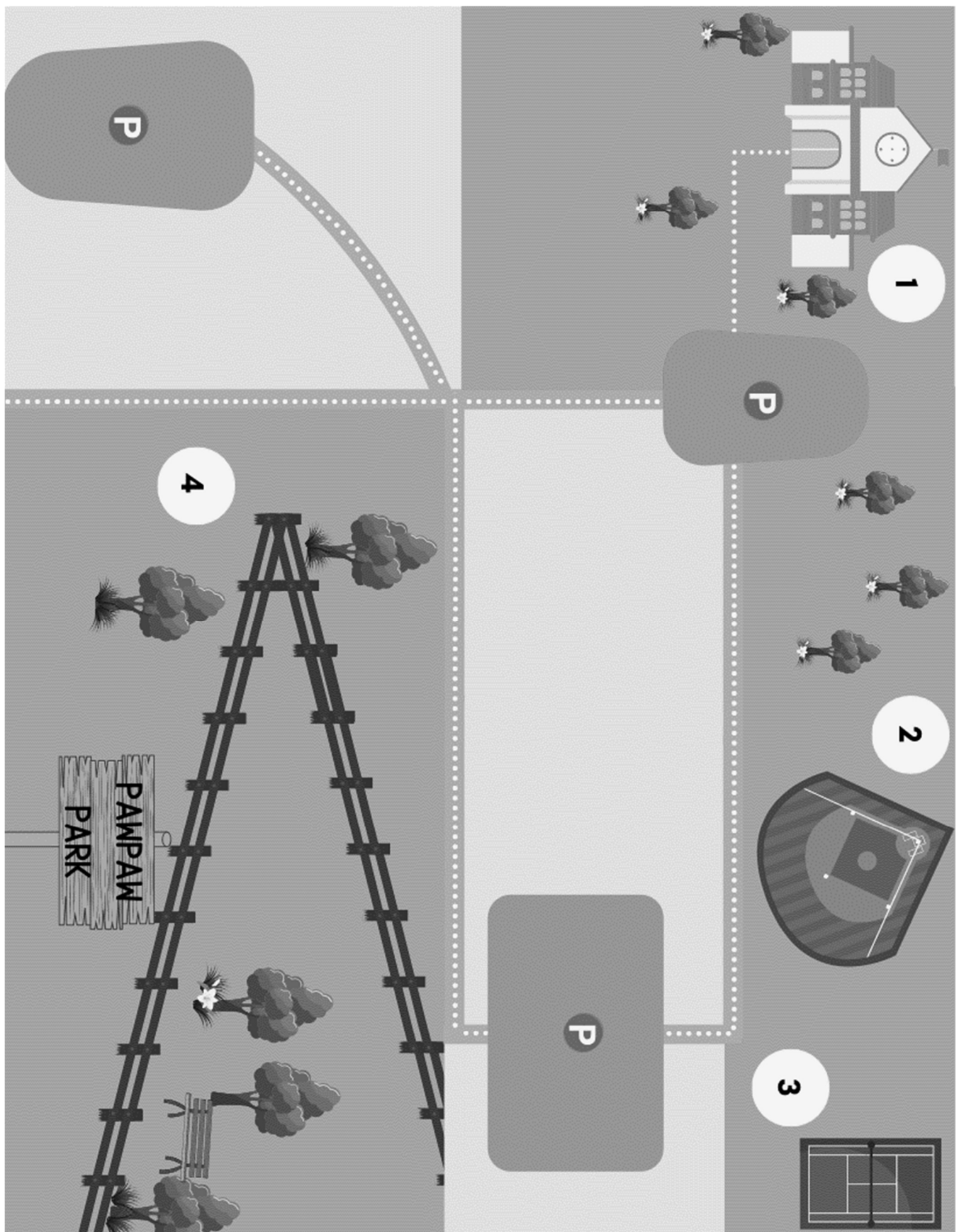
The map is not a complete representation of the area surrounding Trillium High School and PawPaw Park. All roads dead end into parking lots except for the one road that leads away from the school and past number 4 on the map.

Errata 10/8/2019

1. **Is Blake Varga being sued or does the et. al. imply the whole school or district is being sued as well?**

The principal is the named defendant acting in their capacity as an employee of the school district. The “et al.” indicates the school district’s liability (or lack thereof) as a result of their employee’s actions.

EXHIBIT B: Map of School and PawPaw Park



The Constitution of the United States of America

AMENDMENT I

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.