

Elements	Testimonial evidence and/or investigative summaries	Documentary evidence	Physical evidence	Where found? Source of Fact	Respondent-specific evidence rebutting	Element met – yes or no
Vaginal intercourse	Testimony of Julie: vaginal soreness; statement of the night to Molly; live testimony	Examples of documentary evidence: Electronic messages? Pretext messages? Social media? Texts to and from Molly/Julie	Examples of physical evidence: Medical? Other forensic lab reports? Drugs? Weapons? Videos?	Investigative report, p.1, lines ___ Examples of other sources Live testimony Doc. ____, p. ____, Ex. ___	Lack of physical evidence – no condom; no medical	
	Testimony of Zack: Zack’s admission; Condom comment					
	Testimony of Molly: What Molly heard from Julie immediately following					
Without consent						
	Testimony of Julie: Julie’s alcohol intake; Julie’s lack of memory and waking up to the unknown feelings/clothes; Zack’s agenda or pressure to be with Julie	Texts to and from Molly/Julie	Surveillance camera		Testimony of Zack: Zack’s reasonableness to believe consent? – no verbal and didn’t leave/push him	
	Testimony of Molly: What Molly heard from Julie				Testimony of Darren or parents: Julie’s motive to lie	

	immediately following					
	Witnesses or observers, if any, to Julie's alcohol intake and behavior Ethan?				Zack's alcohol intake; Ethan observes?	
	Zack's past behavior? Ethan's testimony					