

## **DEFENDANT INTERVIEW PLAN**

1. Introduction
  - a. Introduce yourself as an investigator retained to assist Defense Counsel and that you are an agent of counsel.
2. Define Purpose of the Interview.
  - a. Explain the importance of the investigative interview.
3. Explain Attorney-Client Privilege and parameters.
4. Explain the NEED to be truthful and cooperative relative to facts.
5. Recover Background Information and History.
  - a. Data for file.
  - b. Identify baseline of truthful non-stress communication.
6. Discuss Police Report.
  - a. Review arrest affidavit or offense report with the defendant.
  - b. Read aloud line by line and ask to the defendant to note discrepancies or conflicts.
7. Reconstruct the Events leading up to the incident and arrest.
  - a. Recover facts using a time-line reconstruction.
  - b. Utilize visual imagery to facilitate the memory process.
  - c. Walk them through the incident and events focused upon details and facts.
8. Identify eyewitnesses and fact witness.
  - a. Seek those who may be able to provide additional information relative to the incident.

**DONOT ALLOW NOTE TAKING TO DISTRACT  
FROM THE INTERVIEW PROCESS.**