

Sheriff

**When the Chief Justice asks you to call the court to order: (hit the tipstaff loudly on the floor three times)
Oyez, oyez, oyez (pronounced "oy-ay"), All rise! (loudly) Silence is commanded in the court while His Majesty's justices are sitting, upon pain of punishment!*

All manner of persons that have anything to do at this court draw near and give your attendance, and if anyone have any plaint to enter or suit to prosecute, let them come forth, and they shall be heard. God save the King!

**When the Chief Justice says to bring the prisoner before the bar of His Majesty's justice, you go and get the prisoner.*

**Whenever the Deputy King's Attorney or the Defendant calls a witness, you will say:*
_____ **(Full name of Witness), come forth and be heard.**

**At the end of the trial, after the Chief Justice announces the justices decision and tells you that the session is over, you will say:*

All rise! This court stands adjourned! God save the King!

If the verdict is guilty this is his second offense, so you will escort him to the stocks and place him in them.)

Clerk

**After the Sheriff calls the court to order, you stand and read the following criminal complaint:*

To your Honors, be it known on the second of last month, Robert Peyton did knowingly and evilly at the instigation of the devil steal a hog belonging to Mary Hastings. A complaint was made by the owner, and the sheriff, believing the complaint to be true, has arrested the defendant and the defendant is now ready to stand trial.

**When each witness is called to come forth, you will hand him/her a bible to hold it in his/her right hand, and say:*

Do you, _____ *(full name of Witness)*, swear the evidence you shall give is the truth, the whole truth, and nothing but the truth? *Then take back the Bible.*

Defendant: Robert Peyton

When the Chief Justice asks if you understand the charges brought against you, you respond: **Yes.*

When the Chief Justice tells you to make your plea, you respond: **I am innocent, Your Honors.*

When the Chief Justice asks if you want to be tried by commission of justices or upon the country, you respond: **Your Honors, I wish to be tried upon the country.*

When the Chief Justice asks if you are ready to make an opening statement, you respond: **Your Honors, I do not wish to make a statement.*

**After each of the witnesses for the Deputy King's Attorney, you will be given opportunity to cross-examine them by asking questions. You should try to disprove the charge against you, but you may not make statements on your own behalf. The deputy king's attorney is allowed to object if he/she feels the witness is being badgered.)*

After you have asked Witness One all the questions you have, the Chief Justice will ask you if you have any more questions? You should reply: **No, Your Honors.*

**When the Chief Justice asks you if you have any witnesses, you respond:
I call Susanna Peyton to speak in my favor. (witness three) and then Frederick Winters (witness four)*

**Toward the end of the trial, the Chief Justice will ask you to summarize your case. You should summarize the points made by you your witnesses.*

Deputy King's Attorney

**When the Chief Justice asks, "Mister King's Attorney, are you ready to make an opening statement?", you respond:*

Your Honor, I shall prove the charge against the prisoner out of the mouths of two credible witnesses.

**After the defendant says that he/she does not wish to make an opening statement, you call your witnesses by saying:*

The Crown calls Mary Hastings. After she is sworn in say: Tell us what you know of the theft.

**After each witness is finished giving his/her testimony, you say:*

Thank you. No more questions.

**During the cross-examination of your witnesses by the defendant, you may object if you feel your witness is being badgered. After the cross-examination, you will call your second witness, Jonathan Miller, as you did your first.*

Once the second witness has been sworn in, you will say:

Tell us what you know of the theft.

**After the cross-examination of Witness Two, you will say to the Chief Justice:*

Your Honors, having proven the Crown's case, the Crown rests.

**You will be given opportunity to cross-examine each of the Defendant's witnesses.*

**Toward the end of the trial, the Chief Justice will ask you to summarize your case. You should summarize the points made by you your witnesses.*

Witness One: Mary Hastings

**When the Clerk hands you the Bible and asks you questions, you respond: I so swear.*

**When the Deputy King's Attorney asks you to tell about the theft, you say:*

Your Honors, I had trouble sleeping, so I was quite wide awake. The moon was full, the sky clear, and I could see very well even though it was night. I saw Robert Peyton steal one of my pigs, but I was too afraid of him. He is a violent man who was convicted of hog stealing just eight months ago. I clearly saw his/her face in the bright moonlight, and I like wise recognize the clothes he/she is wearing now as the same he/she wore that night.

**When the defendant cross-examines you, give responses to the best of your ability- remembering that you are a witness for the King.*

Witness Two: Jonathan Miller

When the Clerk hands you the Bible and asks you questions, you respond: **I so swear.*

**When the Deputy King's Attorney asks you to tell about the theft, you say:*

I am a carpenter, and I was repairing fences nearby. I saw Robert Peyton walking awkwardly as though pulling something very heavy on the other side of the field where I was working, and I heard a hog squealing. I too recognize the clothes he is wearing as the same being worn as I noted while repairing the fence.

**When the defendant cross-examines you, give responses to the best of your ability- remembering that you are a witness for the King.*

Witness Four: Frederick Winters

When the Clerk hands you the Bible and asks you questions, you respond: **I so swear.*

Well, I don't know anything about stealing a hog. On the night in question I was at my home when you came over to get a large round of cheese that my wife had promised your wife. I wrapped it up in a clean cloth and gave it to you. I saw you trot home so that your wife could have it in time. Maybe old Mary thought the cheese was her hog. (laughs....)

**When the Deputy King's Attorney cross-examines you, you should respond as truthfully as possible- remembering that you are supporting the defendant's case.*

Witness Three: Susanna Peyton

When the Clerk hands you the Bible and asks you questions, you respond: **I so swear.*

I was at the home of Robert Peyton, my uncle. We had a fine evening playing cards and drinking cider. I don't see how Uncle Robert could possibly have stolen a hog, especially from that spinster Mary Hastings, whom everyone knows is a cranky old woman who is always dragging somebody into court over some little thing or other.

**When the Deputy King's Attorney cross-examines you, you should respond as truthfully as possible- remembering that you are supporting the defendant's case.*

Jury Foreman

**After the jury has come to an unanimous decision, you will stand to address the Chief Justice. He will ask you what your verdict is. If it is "Not Guilty, you will say:*

Your Honors, the verdict is Not guilty

If the verdict is guilty, you will say:

Your Honors, we find the defendant to be Guilty as charged.

**Chief
Justice**

Justice

Sheriff

Clerk

Defendant:

Robert

Peyton

Witness One:

Mary

Hastings

Witness Two:

Jonathan

Miller

Witness Three:

Susanna

Peyton

Witness Four:

Frederick

Winters

Jury
Foreman

Juror

**Deputy
King's
Attorney**

