

2013-2014 California Mock Trial People v. Concha

Errata

Case:

- 1. Page 12, line 26: delete "she" and replace with "the officer"
- 2. Page 14, line 18: add "14. When making their analysis, the medical experts relied on accepted tables and conversion formulas that allow doctors to determine the amount of ingested Adderall from the blood stream."
- 3. Page 20, lines 1-5: delete all
- 4. Page 25, line 38: After "Johnson." add "I sent the pills I found in Concha's car to the lab and the lab results confirmed the pills were Adderall."
- 5. Page 32, lines 20-41: delete all and replace with the following below: (*Dr. Ricki Sanchez's replacement statement with page/line references*)

"A blood venous blood sample was taken and an alcohol screen using the blood sample revealed a Blood Alcohol Content (BAC) of 0.05. Another test revealed that the decedent had traces of Adderall in his system. Jason's medical records and family members confirmed that Jason did not have a prescription for Adderall. Adderall is an amphetamine drug used primarily to treat ADHD (attention deficit hyperactivity disorder) and narcolepsy, a sleep problem. Adderall is a commonly used prescription drug. Because Adderall is a mixture of amphetamine and dextroamphetamine, two very powerful stimulants, it is necessary to be cautious when determining the ideal dosage for an individual. Even at normal therapeutic doses, Adderall can be a risky medication. It can exacerbate heart problems and cause stroke or sudden death in some people. The serious side effects of Adderall can affect many systems of the body, including the endocrine system and the gastrointestinal system. Adderall can even trigger allergic rashes on the skin. However, the two main systems that have can be affected most seriously by Adderall are the cardiovascular and central nervous systems.

In the Cardiovascular system, possible side effects of Adderall include rapid, strong, or irregular heartbeat, elevation of blood pressure, and destruction of heart tissue resulting from obstruction of the blood supply to the heart muscle. Sudden death is also a possible effect of taking Adderall.

In the central nervous system Adderall can make symptoms of motor and phonic tics worse. In addition to overstimulation, restlessness, and dizziness, Adderall can also trigger more serious nervous system side effects such as tremor, seizures or stroke. Psychotic episodes have also been reported at recommended doses, although severe psychosis is often associated with chronic abuse of Adderall over time.

Generally, Adderall doses begin low and then increase according to therapeutic need and individual tolerance. The usual therapeutic dose of Adderall in someone Jason's age is 10-

20 mg/day. 30 mg is the maximum recommended dose at any one time, but this can be a dangerously high amount, particularly in children and teens. Taking 40 mg of Adderall is higher than the therapeutic dose, but not necessarily a lethal dose. Adderall can become dangerous when taken above the maximum prescription level of 60 mg a day. The blood tests showed a concentration of Adderall in Jason's system consistent with having taken 40 mg of Adderall within 10 hours of his death. Based upon the blood tests, my opinion would be that the Adderall was in his system within 10 hours of his death and if not the direct cause of his death, a significant factor in Jason's sudden cardiac arrest. However, Jason had a severe case of hypertrophic cardiomyopathy for many years, which would place him at an elevated risk of harm."

- 6. Page 33, line 18: delete "1.0mg/liter of"
- 7. Page 41, line 48: delete "Adderall was low compared to that of alcohol. A concentration of approximately 1.0mg/liter" and replace with "40 mg, which"
- 8. Page 58, in section a. Declaration against interest: delete the last sentence "All statements made by the defendant come in under this exception."
- 9. Page 25, line 17: after "unzipped." add "The zippers on the backpack had nylon cords striped black and grey."
- 10. Page 25, line 17: before "The backpack appeared..." add "[" and after "Rae's SUV." add "]"
- 11. Page 26, line 2: delete "senior at" and replace with "graduate of"
- 12. Page 34, line 2: delete "senior at" and replace with "graduate of"
- 13. Page 40, line 36: delete "last" and replace with "February 2013"
- 14. Page 58, in section a. Declaration against interest: delete "an unavailable" and replace with "a"
- 15. Disregard errata items #8 and #14 above.
- 16. Page 58, in section a. Declaration against interest: delete all and replace with the following "Evidence of a statement by an unavailable declarant is not made inadmissible by the hearsay rule if the statement, when made, was contrary to the declarant's own economic interest, or subjected the declarant to the risk of civil or criminal liability, or created a risk of making the declarant an object of hatred, ridicule, or social disgrace in the community. A reasonable person in the declarant's position would not have made the statement unless the person believed it to be true."
- 17.Page 58, add "k. **Admission by party opponent**—Evidence of any statement by a party in an action is not inadmissible hearsay when it is offered against that party by an opposing party. The statement does not have to be against the declarant's interest at the time the statement was made."

- 18. Page 12, line 12: delete "a generic bottle of what looked to be pills for medication"
- 19. Page 14, line 21: add "15. Officer Robin Doherty is a qualified expert in drug recognition and sales."
- 20. Page 15, line 25: delete "the pill, the pill bottle,"
- 21. Page 23, line 42: after "practice," add "Jason told me he had taken Adderall at the concert, and"
- 22. Page 24, line 51: after "dealer" add "who gave Jason and Sandra Medina drugs"
- 23. Page 25, line 23: after "found" add "a dozen or so sandwich bags, which"
- 24. Page 25, line 24: delete "with" and replace with "had"
- 25. Page 28, line 1: after "dealer" add "who gave Jason and Sandra Medina drugs"
- 26. Page 30, line 38: after "dealer" add "who gave Jason and Sandra Medina drugs"