

# The Police Officer: Best Friend or Worst Enemy?

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## Not Just Another Witness





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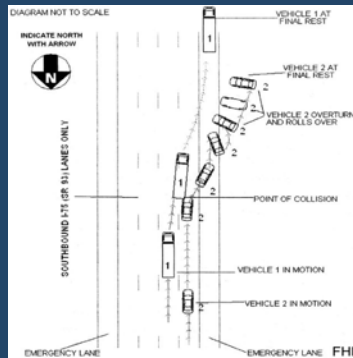
- Often, single most important factor for: 1) P's attorneys, 2) risk managers, 3) adjusters, and ...
- For JURORS.



## Not Just Another Witness

- An expert scrutinized under *Daubert/ Robinson* or a hybrid fact/expert?
- Can jury hear about citation?
- Violation of Transportation Code or Penal Code = negligence per se?

# Admissibility of Police Reports



## Admissibility of Police Reports

- Requires reports for MVA's when: 1) Injury or death, or 2) Property damage > \$1,000.
- Usually admissible as TRE 803(8) public records.
- Sometimes admissible as TRE 803(6) business records.

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