

# Preservation Of Error Pretrial, During Trial, And Post-Trial

Michael C. Gross  
Gross & Esparza, PLLC  
San Antonio, Texas

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Key rules to  
know for  
effective  
error  
preservation

2

Objections  
must be timely  
and specific



**BE SPECIFIC**



3

Constitutionalize  
objections



4

## TRAP 44.2(a) v. 44.2(b)

Constitutional error - Must reverse unless determine BRD error did not contribute to conviction/punishment.

Any other error that does not affect substantial rights must be disregarded.

5

Offer of  
proof - TRE  
103(c)



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Also available as part of the eCourse

[Practical Guidance in Criminal Appeals Practice: PDRs, Findings of Fact, Preservation of Error, and More](#)

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