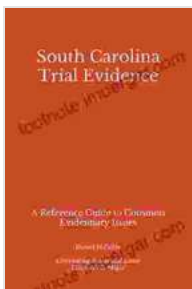


# South Carolina Trial Evidence: A Comprehensive Guide for Legal Professionals

Navigating the complexities of South Carolina Trial Evidence is crucial for any legal professional seeking success in the courtroom. This comprehensive guide provides an in-depth examination of the key principles and rules governing the admissibility and use of evidence in South Carolina trials.

## Admissibility of Evidence

## Relevance and Materiality



### South Carolina Trial Evidence: A Reference Guide to Common Evidentiary Issues by Daniel Coble

★★★★★ 5 out of 5

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File size	: 500 KB
Text-to-Speech	: Enabled
Screen Reader	: Supported
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Word Wise	: Enabled
Print length	: 263 pages
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Evidence is admissible if it has a logical tendency to make a material fact more or less probable.

## Objections Based on Other Rules

Evidence may be inadmissible if it violates other evidentiary rules, such as hearsay or privilege.

## **Exclusionary Rules**

Certain evidence may be excluded to protect certain interests, such as the privilege against self-incrimination or the right to confront witnesses.

## **Hearsay**

### **Definition and Exclusions**

Hearsay is an out-of-court statement offered to prove the truth of the matter asserted. However, certain exceptions allow hearsay to be admissible, such as excited utterances or admissions by a party-opponent.

### **Impeachment by Prior Inconsistent Statements**

A witness may be impeached with a prior inconsistent statement under certain conditions, even if the statement is hearsay.

## **Character Evidence**

### **Character Traits of Witness**

Character traits of a witness may be admissible to attack or support their credibility.

### **Character Traits of Victim**

In sexual assault cases, evidence of the victim's past sexual behavior may be admissible under certain exceptions.

## **Character Traits of Defendant**

Character traits of the defendant may be admissible to prove motive, intent, or absence of mistake.

## **Privileges**

### **Attorney-Client Privilege**

Communications between an attorney and client are privileged and generally inadmissible.

### **Doctor-Patient Privilege**

Communications between a healthcare provider and patient are privileged and generally inadmissible.

### **Other Privileges**

There are numerous other privileges recognized in South Carolina, including the spousal privilege and the clergy-penitent privilege.

## **Burden of Proof and Presumptions**

### **Burden of Proof**

The party with the burden of proof must present evidence sufficient to persuade the jury of the truth of their claim.

### **Presumptions**

A presumption is an inference of fact that may arise from certain evidence or circumstances.

## **Expert Testimony**

### **Qualifications**

Expert witnesses must have specialized knowledge, skill, experience, training, or education in the relevant field.

### **Admissibility**

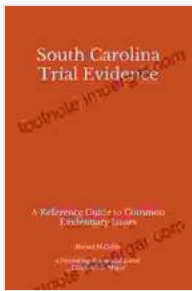
Expert testimony is admissible if it will assist the jury in understanding the evidence or determining a fact in issue.

### **Cross-Examination**

Expert witnesses may be cross-examined on their qualifications, methodology, and opinions.

Mastering the intricacies of South Carolina Trial Evidence is essential for legal professionals seeking success in the courtroom. By understanding the rules governing the admissibility and use of evidence, attorneys can effectively advocate for their clients and ensure a fair and just trial.

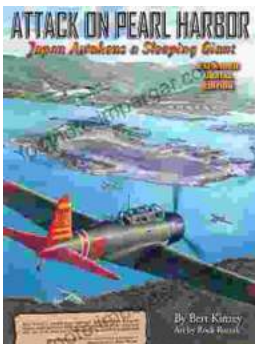
This guide provides a comprehensive overview of key principles and rules, but it is always advisable to consult with an experienced legal professional for specific guidance and assistance in navigating the complexities of South Carolina Trial Evidence.



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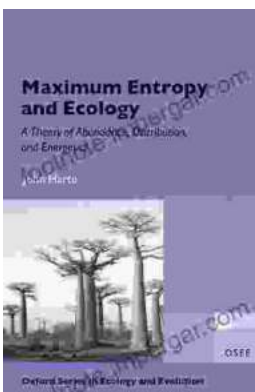
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